

STATE OF IOWA
1925

Journal of the Senate

OF THE

Forty-first General Assembly

REGULAR SESSION
CONVENED JANUARY 12, 1925
ADJOURNED APRIL 3, 1925



JOHN HAMMILL, Governor
CLEM F. KIMBALL, President of the Senate
W. C. EDSON, Speaker of the House

Published by
THE STATE OF IOWA
Des Moines

FORTY-FIRST GENERAL ASSEMBLY

OFFICERS OF THE SENATE

CLEM F. KIMBALL, President.....	Council Bluffs
ED H. CAMPBELL, President Pro Tempore.....	Battle Creek
WALTER H. BEAM, Secretary.....	Martensdale
W. W. PETERSON, Assistant Secretary.....	Council Bluffs
WILL J. PRICE, Reading Clerk.....	Des Moines
EDYTHE DITTO, Enrolling Clerk.....	Ankeny
DAISY V. WILLIAMS, Engrossing Clerk.....	Des Moines
MERYL HOEFLE, Journal Clerk.....	Des Moines
CHARLES P. DENISON, Journal Clerk.....	Battle Creek
PAUL W. SIMS, Bill Clerk.....	Sioux City
AMOS S. HEDGE, File Clerk.....	Sheldon
LUCILLE D. PATTERSON, Postmistress.....	Des Moines
T. D. DOKE, Sergeant-at-Arms.....	Bloomfield
O. W. LOWERY, Chief Doorkeeper.....	Des Moines

ELECTIVE STATE OFFICERS
Official Address—Des Moines, Iowa

Name	Office	Address
John Hammill.....	Governor.....	Britt
Clem F. Kimball.....	Lieutenant Governor.....	Council Bluffs
Walter C. Ramsay.....	Secretary of State.....	Belmond
James C. McClune.....	Auditor of State.....	Oskaloosa
Ray E. Johnson.....	Treasurer of State.....	Muscatine
Ben J. Gibson.....	Attorney General.....	Corning
Charles Webster.....	Railroad Commissioner.....	Waucoma
Dwight Lewis.....	Railroad Commissioner.....	Des Moines
B. M. Richardson.....	Railroad Commissioner.....	Cedar Rapids
May E. Francis.....	Superintendent Public Instruction..	Waverly
William D. Evans.....	Judge of Supreme Court.....	Hampton
Truman S. Stevens.....	Judge of Supreme Court.....	Hamburg
E. G. Albert.....	Judge of Supreme Court.....	Jefferson
Thomas Arthur.....	Judge of Supreme Court.....	Logan
C. W. Vermillion.....	Judge of Supreme Court.....	Centerville
Lawrence DeGraff.....	Judge of Supreme Court.....	Des Moines
F. F. Faville.....	Judge of Supreme Court.....	Ft. Dodge

MEMBERS OF THE SENATE

Name	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Experience
Baird, W. S.	Council Bluffs	61	Lawyer, Banker	Rep.	19	Pottawattamie	39, 40, 40th Ex.
Benson, C. A.	Elkader		Farmer	Rep.	36	Clayton	
Bergman, A. H.	Newton	51	Farmer and Manufacturer	Rep.	29	Jasper	40, 40th Ex.
Bowman, M. L.	Waterloo	41	Farmer	Rep.	38	Black Hawk, Grundy	40, 40th Ex.
Breckenridge, W. J.	Rodman	32	Farmer	Rep.	47	Kossuth, Emmet, Palo Alto, Dickinson, Clay	
Brookhart, J. L.	Washington	53	Lawyer	Rep.	10	Washington, Henry	38, 39, 40, 40th Ex.
Brookins, A. T.	Charles City	41	Farmer	Rep.	44	Floyd, Chickasaw	40, 40th Ex.
Browne, Charles Steeve	Monmouth	49	Farmer	Rep.	23	Jackson	39, 40, 40th Ex.
Buser, Jonas D.	Conesville	57	Farmer	Rep.	20	Muscatine, Louisa	38, 39, 40, 40th Ex.
Campbell, Ed. Hoyt	Battle Creek	42	Lawyer	Rep.	46	Cherokee, Ida, Plymouth	34, 39, 40, 40th Ex.
Cavanaugh, E. E.	Fort Dodge	43	Attorney	Rep.	27	Webster, Calhoun	
Cessna, T. C.	Grinnell	57	Farmer, Live Stock Dealer	Rep.	12	Poweshiek, Keokuk	38, 39, 40, 40th Ex.
Clark, W. A.	Knoxville	57	Former County Treasurer	Rep.	15	Marion, Monroe	
Clearman, George M.	Oxford	54	Farmer	Rep.	25	Johnson, Iowa	
Darting, H. A.	Glenwood	50	Manufacturer	Rep.	8	Mills, Montgomery	39, 40, 40th Ex.
Dean, H. E.	Ocheyedan	51	Farmer	Rep.	49	Osceola Sioux, Lyon, O'Brien	37, 38th
Dotts, A. G.	Corydon	53	Farmer	Rep.	4	Wayne, Lucas	40, 40th Ex.
Ellis, Lloyd	Centerville	41	Minister	Dem.	3	Appanoose, Davis	
Fackler, S. E.	Prescott	57	Merchant and Farmer	Rep.	6	Adams, Taylor	39, 40, 40th Ex.
Fulton, Charles J.	Fairfield	64	Manufacturer	Rep.	2	Jefferson, Van Buren	33, 34, 39, 40, 40th Ex.
Gilchrist, F. C.	Laurens	56	Lawyer	Rep.	50	Buena Vista, Humboldt, Pocahontas	29, 40, 40th Ex.
Goodwin, William J.	Des Moines	46	Manufacturer	Rep.	30	Polk	40, 40th Ex.

Gunderson, O. E.	Forest City	49	Banking and Farming	Rep.	41	Mitchell, Worth, Winnebago	
Hartman, Geo. S.	Fayette	53	Merchant	Rep.	40	Fayette, Allamakee	39,
Haskell, Willis, G.	Cedar Rapids	67	Mfg. and Merchant	Rep.	26	Linn	40, 40th Ex.
Horchem, B. J.	Dubuque	58	School Principal	Dem.	35	Dubuque	37, 38, 39,
							40, 40th Ex.
Johnston, C. F.	Sheffield	58	Lawyer, Banker Farmer	Rep.	43	Hancock, Cerro Gordo, Franklin	26,
							26 Ex., 27th
Kimberly, D. W.	Davenport	46	Retired Farmer	Rep.	21	Scott	36,
							37, 38, 39,
Kern, Charles B.	Norwalk	57	Farmer	Rep.	11	Clark, Warren	40, 40th Ex.
Langfitt, John N.	Greenfield	58	Farmer	Rep.	16	Adair, Madison	37, 38th
McLeland, Wm. E.	Marshalltown	57	Farmer	Rep.	28	Marshall	
Mills, Redfield C.	Redfield	33	Veterinarian	Rep.	17	Dallas, Guthrie, Audubon	
Nelson, Julius A.	Atlantic	51	Farmer	Rep.	18	Cass, Shelby	38, 39,
							40, 40th Ex.
Perkins, Geo. B.	Sac City	50	Banker	Rep.	48	Carroll, Greene, Sac	38, 39,
							40, 40th Ex.
Ramsey, John M.	Clarksville	53	Editor and Publisher	Rep.	39	Butler, Bremer	39,
Reed, Carl W.	Cresco	51	Lawyer	Rep.	42	Howard, Winneshiek	40, 40th Ex.
Rees, S. C.	Hamburg	70	Farmer	Rep.	7	Fremont, Page	38, 39,
Rigby, C. L.	Stanwood	50	Farmer and Banker	Rep.	24	Cedar, Jones	40, 40th Ex.
Roberts, H. Guy	Mt. Ayr	46	Farmer	Rep.	5	Ringgold, Union, Decatur	36, 37th
Romkey, E. W.	Burlington	54	Farmer	Rep.	9	Des Moines	40, 40th Ex.
Schmedika, William	Radcliffe	54	Farmer	Ind.	37	Hardin, Hamilton, Wright	36,
							40, 40th Ex.
Shaff, Jay O.	Camanche	39	Farming	Rep.	22	Clinton	37,
Shane, Frank	Ottumwa	49	Insurance	Rep.	18	Wapello	40, 40th Ex.
Shinn, A. J.	Woodbine	58	Farmer	Rep.	34	Harrison, Crawford, Monona	34,
							40, 40th Ex.

MEMBERS OF THE SENATE—Continued

Name	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Experience
Skromme, Lars J.....	Roland.....	49	Farmer.....	Rep.	31	Boone, Story.....	39,
Slemmons, Geo. F.....	Independence.....		Farmer.....	Rep.	33	Buchanan, Delaware.....	40, 40th Ex.
Snook, I. N.....	West Point.....	76	Retired Farmer.....	Dem.	1	Lee.....	40, 40th Ex.
Stanley, F. C.....	Oskaloosa.....	43	College Professor.....	Rep.	14	Mahaska.....	38,
Stoddard, Bertel M.....	Sloan.....	54	Farmer and Grain Dealer.	Rep.	32	Woodbury.....	39,
							40, 40th Ex.
White, Harry C.....	Vinton.....	55	Retired Farmer, Banker..	Dem.	45	Benton, Tama.....	34, 35, 36, 37, 38, 39, 40, 40th Ex.

MEMBERS OF THE HOUSE

Forty-first General Assembly

Member	County	Member	County
Aiken.....	Ida	Leonard.....	Taylor
Anderson.....	Montgomery	Lepley.....	Grundy
Anderson.....	Webster	Lichty.....	Black Hawk
Anderson.....	Decatur	Lieberknecht.....	Louisa
Bauer.....	Washington	Long.....	Jefferson
Berry.....	Monroe	Lovrien.....	Humboldt
Bierkamp.....	Cedar	McCaulley.....	Calhoun
Bixler.....	Adams	McIlrath.....	Poweshiek
Blackford.....	Van Buren	Martin.....	Jackson
Blake.....	Fayette	Mathews.....	Des Moines
Blythe.....	Iowa	Maxfield.....	Marshall
Brittain.....	Madison	Merritt.....	Carroll
Carter.....	Hardin	Miller.....	Shelby
Christophel.....	Bremer	Napier.....	Ringgold
Clark.....	Emmet	Natvig.....	Howard
Cole.....	Deleware	Noble.....	Muscatine
Craig.....	Warren	O'Donnell.....	Dubuque
Dewar.....	Cherokee	Oldham.....	Mahaska
Diltz.....	Polk	Oliver.....	Monona
Eckles.....	Butler	Orr.....	Keokuk
Eden.....	Clinton	Owens.....	Harrison
Edge.....	Jasper	Patterson.....	Kossuth
Edson.....	Buena Vista	Powers.....	Page
Elliott.....	Polk	Prichard.....	Woodbury
Fleming.....	Crawford	Quirk.....	Sac
Forsling.....	Woodbury	Rankin.....	Lee
Francis.....	Boone	Rassler.....	Pocahontas
Gilbertson.....	Winneshiek	Ratliff.....	Henry
Graham.....	Wapello	Rehmers.....	Lyon
Grimwood.....	Jones	Rhinehart.....	Dallas
Gripp.....	Union	Rice.....	Appanoose
Hager.....	Allamakee	Roberts.....	Adair
Haney.....	Mills	Rust.....	Franklin
Hansen.....	Scott	Ryder.....	Dubuque
Hanson.....	Hancock	Saunders.....	Palo Alto
Hanson.....	Winnebago	Schulte.....	Worth
Harrison.....	Pottawattamie	Smith.....	O'Brien
Harrison.....	Clarke	Smith.....	Chickasaw
Hattendorf.....	Osceola	Stepanek.....	Linn
Held.....	Plymouth	Stookesberry.....	Davis
Hempel.....	Clayton	Strippel.....	Benton
Higgins.....	Greene	Swanson.....	Mitchell
Hill.....	Floyd	Thomas.....	Audubon
Hollis.....	Black Hawk	Troup.....	Story
Hubbard.....	Pottawattamie	Ulstad.....	Buchanan
Huff.....	Cass	Venard.....	Wright
Johnson.....	Dickinson	Vincent.....	Sioux
Johnson.....	Marion	Wagner.....	Guthrie
Kennedy.....	Lee	Walrod.....	Scott
Kent.....	Lucas	Williams.....	Clinton
King.....	Clay	Wilson.....	Wayne
Knudson.....	Hamilton	Wolfe.....	Tama
Knutson.....	Cerro Gordo	Yenter.....	Linn
Latimer.....	Fremont		Johnson

JOURNAL OF THE SENATE

DES MOINES, IOWA, JANUARY 12, 1925.
SENATE CHAMBER,

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

Prayer was offered by Rev. Herbert Scott, pastor of the First Methodist church of Des Moines.

TEMPORARY OFFICERS

Senator Shane moved that the following persons be made the temporary officers of the Senate of the Forty-first General Assembly:

Secretary, Walter H. Beam.

Reading Clerk, Will J. Price.

Engrossing Clerk, Daisy V. Williams.

Enrolling Clerk, Edythe P. Ditto.

Journal Clerk, Meryl Hoeffle.

Assistant Journal Clerk, Charles P. Denison.

Bill Clerk, Paul Sims.

File Clerk, Amos S. Hedge.

Postmistress, Lucille Patterson.

Sergeant-at-Arms, T. D. Doke.

Chief Doorkeeper, O. W. Lowery.

Assistant Doorkeepers, Jack Heffelfinger, B. A. Stowe, J. D. Dewitt, J. E. Fitch, W. H. Foster, James Orr.

Cloak Room Janitors, Wm. T. Jones, W. T. Roach.

Toilet Room Janitor, Henry Jones.

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

COMMITTEE ON CREDENTIALS

Senator Darting moved that a committee of five be appointed as a committee on credentials. The motion carried.

The President appointed as such committee Senators Darting, White, Shaff, Buser and Horchem.

REPORT OF COMMITTEE ON CREDENTIALS

Senator Darting, from the committee on credentials, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your Committee on Credentials finds the following named newly elected senators, as shown by the files, entitled to seats in the Senate of the Forty-first General Assembly, and all are present:

Second District, Charles J. Fulton.
Third District, Lloyd Ellis.
Fourth District, A. G. Dotts.
Fifth District, H. Guy Roberts.
Sixth District, S. E. Fackler.
Eighth District, H. A. Darting.
Eleventh District, C. B. Kern.
Fourteenth District, F. C. Stanley.
Fifteenth District, W. A. Clark.
Sixteenth District, John N. Langfitt.
Seventeenth District, Redfield C. Mills.
Nineteenth District, W. S. Baird.
Twenty-third District, Charles S. Browne.
Twenty-fourth District, C. L. Rigby.
Twenty-fifth District, George Clearman.
Twenty-sixth District, W. G. Haskell.
Twenty-seventh District, E. E. Cavanaugh.
Twenty-eighth District, W. E. McLeland.
Thirty-first District, Lars J. Skromme.
Thirty-second District, B. M. Stoddard.
Thirty-third District, George F. Slemmons.
Thirty-sixth District, C. A. Benson.
Thirty-ninth District, John M. Ramsey.
Fortieth District, George S. Hartman.
Forty-first District, O. E. Gunderson.
Forty-third District, C. F. Johnston.
Forty-sixth District, Ed. H. Campbell.
Forty-seventh District, W. H. Breakenridge.
Forty-ninth District, H. E. Dean.

We also find the following hold-over senators entitled to seats in this body:

First District, I. N. Snook.
Seventh District, S. C. Rees.
Ninth District, E. W. Romkey.
Tenth District, J. L. Brookhart.
Twelfth District, T. C. Cessna.
Thirteenth District, Frank Shane.
Eighteenth District, Julius A. Nelson.
Twentieth District, J. D. Buser.
Twenty-first District, D. W. Kimberly.
Twenty-second District, J. O. Shaff.
Twenty-ninth District, A. H. Bergman.

Thirtieth District, W. J. Goodwin.
 Thirty-fourth District, A. J. Shinn.
 Thirty-fifth District, B. J. Horchem.
 Thirty-seventh District, William Schmedika.
 Thirty-eighth District, M. L. Bowman.
 Forty-second District, Carl W. Reed.
 Forty-fourth District, A. T. Brookins.
 Forty-fifth District, Harry C. White.
 Forty-eighth District, George B. Perkins.
 Fiftieth District, F. C. Gilchrist.

H. A. DARTING, *Chairman*,
 H. C. WHITE,
 J. O. SHAFF,
 J. D. BUSER,
 B. J. HORCHEM.

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

Ayes, 50.

Baird	Clearman	Johnston	Roberts
Benson	Darting	Kern	Romkey
Bergman	Dean	Kimberly	Schmedika
Bowman	Dotts	Langfitt	Shaff
Breakenridge	Ellis	McLeland	Shane
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Browne	Gilchrist	Perkins	Slemmons
Buser	Goodwin	Ramsey	Snook
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Hartman	Rees	Stoddard
Cessna	Haskell	Rigby	White
Clark	Horchem		

Nays, none.

Absent or not voting, none.

The report of the committee was adopted.

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

Charles J. Fulton	W. G. Haskell
Lloyd Ellis	E. E. Cavanaugh
A. G. Dotts	W. E. McLeland
H. Guy Roberts	Lars J. Skromme
S. E. Fackler	B. M. Stoddard
H. A. Darting	George F. Slemmons
C. B. Kern	C. A. Benson
F. C. Stanley	John M. Ramsey
W. A. Clark	George S. Hartman
John N. Langfitt	O. E. Gunderson

Redfield C. Mills
 W. S. Baird
 Charles S. Browne
 C. L. Rigby
 George Clearman

C. F. Johnston
 Ed. H. Campbell
 W. H. Breakenridge
 H. E. Dean

ELECTION OF PERMANENT OFFICERS

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

Secretary of Senate, Walter H. Beam.
 Reading Clerk, Will J. Price.
 Engrossing Clerk, Daisy V. Williams.
 Enrolling Clerk, Edythe P. Ditto.
 Journal Clerk, Meryl Hoefle.
 Assistant Journal Clerk, Charles P. Denison.
 Bill Clerk, Paul Sims.
 File Clerk, Amos S. Hedge.
 Postmistress, Lucille Patterson.
 Sergeant-at-Arms, T. D. Doke.
 Chief Doorkeeper, O. W. Lowery.
 Assistant Doorkeepers, Jack Heffelfinger, B. A. Stowe, J. D. Dewitt,
 J. E. Fitch, W. H. Foster, James Orr.
 Cloak Room Janitors, Wm. T. Jones, W. T. Roach.
 Toilet Room Janitor, Henry Jones.

Those voting for the above named persons were:

Ayes, 50.

Baird	Clearman	Johnston	Roberts
Benson	Darting	Kern	Romkey
Bergman	Dean	Kimberly	Schmedika
Bowman	Dotts	Langfitt	Shaff
Breakenridge	Ellis	McLeland	Shane
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Browne	Gilchrist	Perkins	Slemmons
Buser	Goodwin	Ramsey	Snook
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Hartman	Rees	Stoddard
Cessna	Haskell	Rigby	White
Clark	Horchem		

Nays, none.

Absent or not voting, none.

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

COMMITTEE TO NOTIFY THE GOVERNOR

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

The motion prevailed and the President appointed as such committee Senators Browne, Ramsey and Snook.

COMMITTEE TO NOTIFY THE HOUSE

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

The motion prevailed and the President appointed as such committee Senators Stoddard, Rees and Dotts.

ADOPTION OF RULES

Senator Reed moved that the Senate be governed by the rules of the Fortieth General Assembly until the committee on rules is ready to report.

The motion prevailed.

SELECTION OF SEATS

Senator Baird moved that the hold-over and reelected senators be granted the privilege of retaining the seats occupied by them at the last session of the general assembly, and the names of the newly elected senators be placed in a hat and drawn out, one at a time, by the secretary of the Senate, and as each name is announced, each newly elected senator shall select his seat from those seats that are unoccupied, and that any hold-over or re-elected senator that did not wish to retain his seat be allowed to cast his lot with the newly elected senators.

Senator Nelson moved to amend by adding "and that any new senators having any defect, such as bad hearing, be allowed to select their seats first."

The amendment was adopted.

The motion prevailed.

Senator Haskell moved that Senator Breakenridge be allowed to take seat No. 2 on account of defective hearing, which motion prevailed.

Senator Gunderson, at his own request, was assigned seat No. 27.

Senator Shane moved that Senator Kern be assigned seat No. 3, which motion prevailed.

Senator Rees was allowed to select seat No. 12.

On motion of Senator Cessna rule 33 was suspended for the day.

Upon the drawing of seats the following selections were made:

Baird—28	Ellis—38	Ramsey—9
Benson—49	Fackler—4	Reed—25
Bergman—36	Fulton—50	Rees—12
Bowman—11	Gilchrist—42	Rigby—32
Breakenridge—2	Goodwin—13	Roberts—40
Brookhart—31	Gunderson—27	Romkey—17
Brookins—24	Hartman—46	Schmedika—15
Browne—20	Haskell—37	Shaff—34
Buser—30	Horchem—26	Shane—23
Campbell—45	Johnston—35	Shinn—29
Cavanaugh—6	Kern—3	Skronme—1
Cessna—18	Kimberly—33	Slemmons—8
Clark—21	Langfitt—47	Snook—19
Clearman—7	McLeland—44	Stanley—33
Darting—41	Mills—10	Stoddard—16
Dean—14	Nelson—22	White—43
Dotts—5	Perkins—48	

REPORT OF COMMITTEE TO NOTIFY GOVERNOR

Senator Browne reported that the committee assigned to notify the Governor that the Senate was open and ready for business had performed their duty and that the Governor reported that he was ready to receive any communications.

REPORT OF COMMITTEE TO NOTIFY HOUSE

Senator Stoddard reported that the committee assigned to notify the House that the Senate was open and ready for business had performed their duty.

ASSIGNMENTS OF SEATS IN PRESS GALLERY

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

The secretary assigned the following seats:

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

United Press, W. R. Smith, Seat No. 52.

Associated Press, J. C. Green, Seat No. 53.

Capital, Carl Stewart, Seat No. 54.

Special Correspondent, Howard N. Whitney, Seat No. 55.

Iowa Press Association, Franklin O. Fury, Seat No. 56.

COMMITTEE ON CHAPLAINS

Senator Stanley moved that a committee of three be appointed to provide chaplains for the Senate during the Forty-first General Assembly.

The motion prevailed and the President appointed as such committee Senators Stanley, Ellis and Skromme.

COMMITTEE ON MILEAGE

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

The President appointed the following committee: Senators Brookins, Breakenridge and Benson.

COMMITTEE ON COMMITTEE ROOMS

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

The President appointed the following committee: Senators Bowman, McLeland and Haskell.

BADGES

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

TELLERS OF JOINT CONVENTION

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

The motion carried, and the President appointed Senators Perkins, Gunderson and Schmedika.

COMMITTEE TO EXAMINE COMMITTEE CLERKS

Senator Gilchrist offered the following resolution and moved its adoption:

Resolved, That each senator and the lieutenant governor be and is hereby authorized to appoint a committee clerk who shall be a competent

stenographer, said selections to be made and announced from the floor of the Senate by each senator and by the lieutenant governor not later than the day on which the committees are announced by the lieutenant governor:

Provided, however, that any senator who chooses may arrange to divide the work of his committee clerk with one or more senators, said arrangements to be announced from the floor of the Senate and to be made permanent for the remainder of the session. Each clerk shall be sworn in when found proficient by a committee of three which the President of the Senate is hereby authorized to appoint.

The resolution was adopted and the President appointed as such committee Senators Gilchrist, Fulton and Clearman.

RESOLUTION FOR INAUGURAL COMMITTEE

Senator Goodwin offered the following resolution and moved its adoption:

Resolved by the Senate, the House concurring: That a joint committee consisting of six members of the Senate be appointed by the President and six members of the House be appointed by the Speaker to arrange for the inauguration of the governor and lieutenant governor.

The resolution was adopted and the President appointed as such committee Senators Goodwin, Johnston, Baird, Shinn, Bergman and Rigby.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Hammill presiding.

REPORT OF COMMITTEE ON COMMITTEE CLERKS

Senator Gilchrist offered the following report and moved its adoption:

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

Elsie Dachroth, Lieutenant Governor Hammill.
Cecilia B. Lynch, Senator Baird.

Genevieve E. Moran, Senator Benson.
Harriet Wells, Senator Bergman.
Emma C. Malm, Senator Bowman.
Minnie Truax, Senator Breakenridge.
Lucille Forgey, Senator Brookhart.
Blanche W. Stanford, Senator Brookins.
L. W. Cockshoot, Senator Browne.
Cora Hoon, Senator Buser.
Neva Kissinger, Senator Campbell.
Charlotte B. Johnson, Senator Cavanaugh.
Sadie Lowry, Senator Cessna.
Ethel Welcher, Senator Clark.
Mae McClean, Senator Clearman.
Genevieve Burling, Senator Darting.
Helen C. Nisbet, Senator Dean.
Ethel Beakler, Senator Dotts.
Madge Stanton, Senator Ellis.
Maude Erickson, Senator Fackler.
Katherine Cosson, Senator Fulton.
Florence Jorgensen, Senator Gilchrist.
Muriel Speer, Senator Ramsey.
Hilda Melaas, Senator Reed.
Hannah Millard, Senator Rees.
Clare Goddard, Senator Rigby.
Mae Myers, Senator Roberts.
Eva Head, Senator Romkey.
Edith W. McElroy, Senator Schmedika.
Elmer A. Beck, Senator Shaff.
Ann Trainor, Senator Shane.
Louie E. Bengé, Senator Shinn.
Ellen Church, Senator Skromme.
Grace C. Duffy, Senator Slemmons.
Helen Griffin, Senator Snook.
D. Keith Lawson, Senator Stanley.
Mrs. L. Vinyard, Senator Stoddard.
Marion Cowper, Senator White.
Amy Byram, Senator Goodwin.
Constance Jensen, Senator Gunderson.
Hazel Jodon Gibson, Senator Hartman.
Dorothy Baker, Senator Haskell.
Marie H. Becker, Senator Horchem.
Kathryn Andrews, Senator Johnston.
Mabel M. Magnusson, Senator Kern.
Cornie Belle Hurst, Senator Kimberly.
Dorothy Peters, Senator Langfitt.
Lenore E. Zug, Senator McLeland.
Bertha Ocheltree, Senator Mills.
Gail Nelson, Senator Nelson.
Maryann Henderson, Senator Perkins.

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

Ayes, 43.

Benson	Clark	Haskell	Romkey
Bergman	Clearman	Horchem	Schmedika
Bowman	Dean	Johnston	Shane
Breakenridge	Dotts	Kern	Shinn
Brookhart	Ellis	Kimberly	Skromme
Brookins	Fackler	Langitt	Slemmons
Browne	Fulton	McLeland	Snook
Buser	Gilchrist	Nelson	Stanley
Campbell	Goodwin	Perkins	Stoddard
Cavanaugh	Gunderson	Reas	White
Cessna	Hartman	Rigby	

Nays, none.

Absent or not voting, 7.

Baird	Mills	Reed	Shaff
Darting	Ramsey	Roberts	

The report was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House Concurrent Resolution No. 1 providing for a joint convention of the two houses to be held on January 13, 1925, at 2:00 P. M., also extending an invitation to Governor Kendall to read his biennial message, and also to canvass the vote for governor and lieutenant governor.

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

House Concurrent Resolution No. 2 providing for a joint committee of six to nominate such additional employees, other than committee clerks, as may be necessary for the work of this session, also recommending the position to be filled and the compensation of each employee so nominated.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE RESOLUTIONS CONSIDERED

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

House Concurrent Resolution No. 1, providing for a joint convention of the two houses to be held on January 13, 1925, at 2:00 P. M., also extending an invitation to Governor Kendall to read his biennial message, and also to canvass the vote for governor and lieutenant governor.

By unanimous consent the resolution was taken up, considered, and adopted.

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

House Concurrent Resolution No. 2, providing for a joint committee of six to nominate such additional employees, other than committee clerks, as may be necessary for the work of this session, also recommending the position to be filled and the compensation of each employee so nominated.

By unanimous consent the resolution was taken up and considered.

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

Ayes, 48 .

Baird	Clearman	Horchem	Rigby
Benson	Darting	Johnston	Romkey
Bergman	Dean	Kern	Schmedika
Bowman	Dotts	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Campbell	Goodwin	Perkins	Snook
Cavanaugh	Gunderson	Ramsey	Stanley
Cessna	Hartman	Rced	Stoddard
Clark	Haskell	Rees	White

Nays, none.

Absent or not voting, 2.

Buser

Roberts

The resolution having received a constitutional majority was declared to have passed the Senate.

The President appointed as such committee Senators Shane, Perkins and Cavanaugh.

INTRODUCTION OF BILLS

Senate File No. 1, by Senator Stoddard, a bill for an act making an appropriation to pay the traveling expenses of the superintendent of public instruction and the deputy superintendent.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Stoddard, the rules were suspended and Senate File No. 1, a bill for an act making an appropriation to pay the traveling expenses of the superintendent of public instruction and the deputy superintendent, was taken up and considered.

The bill was read for information.

Senator Stoddard 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 bill pass?" the vote was:

Ayes, 48.

Baird	Clearman	Horchem	Roberts
Benson	Darting	Johnston	Romkey
Bergman	Dean	Kern	Schmedika
Bowman	Dotts	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Buser	Gilchrist	Nelson	Slemmons
Campbell	Goodwin	Perkins	Snook
Cavanaugh	Gunderson	Ramsey	Stanley
Cessna	Hartman	Reed	Stoddard
Clark	Haskell	Rigby	White

Nayes, none.

Absent or not voting, 2.

Browne Rees

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Buser the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 13, 1925.

The Senate met in regular session, President John Hammill presiding.

Prayer was offered by Rev. De Witt L. Foster, pastor of the First Friends church of Des Moines.

On motion of Senator Shane, rule 33 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the committees designated:

By Senator Stoddard, from the Citizens Alliance of Sioux City, relative to the 20th Amendment to the Constitution of the United States, and protesting the same. Labor.

By Senator Fulton, from citizens of Keosauqua, protesting the Child Labor Amendment. Labor.

From Wib. T. Clement, Agency, Iowa, relative to abstracters. Land Titles.

From the Butler County Bankers Association relative to the statutory rate of interest on public deposits. Banks.

ELECTION OF PRESIDENT PRO TEM OF THE SENATE

Senator Bergman moved that a president pro tempore be elected.

The motion carried and Senator Bergman nominated Senator Ed H. Campbell of Ida county.

Those voting for Senator Campbell were:

Baird	Brookhart	Cessna	Dotts
Benson	Brookins	Clark	Ellis
Bergman	Browne	Clearman	Fackler
Bowman	Buser	Darting	Fulton
Breakenridge	Cavanaugh	Dean	Gilchrist

Goodwin	Langfitt	Rigby	Slemmons
Gunderson	McLeland	Roberts	Snook
Hartman	Mills	Romkey	Stanley
Haskell	Nelson	Schmedika	Stoddard
Horchem	Perkins	Shaff	White
Johnston	Ramsey	Shane	
Kern	Reed	Shinn	
Kimberly	Rees	Skromme	

Senator Campbell was declared duly elected.

The President appointed Senator Bergman as a committee of one to escort Senator Campbell to the desk.

Senator Campbell spoke as follows:

MR. PRESIDENT AND SENATORS: I wish to thank the senators for the honor that they have conferred upon me by electing me to the office of assistant to the Lieutenant Governor.

I feel that you may be in the same position of the colored gentleman who went before the Judge for a divorce. The Judge looked at him and he recognized him as the same man, who sometime before, he had married to a colored girl Manda, and he said, "is it not true, Rastus, that just a short time ago I connected you in the bonds of holy matrimony with Manda, and didn't you at that time say you would take Manda for better or worse?" Rastus looked at the Judge and said, yes Jedge. I done take Manda for better or for worse, but Jedge, Manda done be worser than I took her for."

I hope for your sake that the next Lieutenant-Governor will preside over this body practically all the time.

Now pardon me if I tell some of the new senators of my first experience that I had with the Senate. You know years ago when the senator from Benton, and the senator from Jefferson, and the senator from Wapello and myself were boys we were members of the House across the way, and one day Senator Shane said to me, Campbell I believe we had better go over and look at the Senate. We came across the way and found the door was barred by a stalwart Civil War Veteran. He refused to let us in. I told him that we were members of the House, and he would not believe us. We got the card of our senators and we came in here.

As we looked about us we saw the massive frame of Senator Allen, Senator Francis, Senator Cady Chase and our own Lieutenant Governor about this chamber, and Shane said to me, "We don't have any business here, we ought to be back with the common people."

Some ten years later after considerable solicitation on my part and considerable procrastination on the part of my friends I was allowed to don the mantle of a senator and come here to this chamber, and you know after I met the fellows on this side and really knew them I found they were the same common sympathetic souls that we were across the way.

I do not know as I can leave any message for you people except this. We had just finished last summer a Code Revision session. I think we

revised and re-revised the Code, and I think one of the best things we can do for our constituents at home is to make this coming session the speediest and the snappiest session, finish here in say sixty days and go home about our business. I thank you.

Senator Stoddard moved that a committee be appointed to escort ex-Senator Newberry to the desk.

The motion prevailed and the President appointed as such committee Senators Stoddard and Benson.

Senator Newberry addressed the Senate briefly.

MESSAGE FROM THE HOUSE

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

Senate Concurrent Resolution No. 1 providing for a joint committee of twelve to arrange for the inauguration of the Governor and Lieutenant Governor, and the speaker has appointed as such committee on the part of the House the following:

Diltz, Hanson of Hancock, Elliott, Brittain, Rice and Stepanek.

A. C. GUSTAFSON, *Chief Clerk*.

SENATE CONCURRENT RESOLUTION NO. 2

Senator Stoddard offered the following resolution and asked unanimous consent that the rule be suspended and the resolution be considered at this time:

Resolved by the Senate, the House concurring, That when adjournment is had on Thursday afternoon, January 15th, it be to reconvene on Tuesday afternoon, January 20th at 1:30 p. m.

By unanimous consent the resolution was taken up and considered.

Senator Shinn moved to amend by striking out the words and figures "Tuesday afternoon, January 20th, at 1:30 p. m.," and inserting in lieu thereof the words and figures "Monday morning, January 19th, at 10 a. m."

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 23.

Bowman
Breakenridge
Brookhart
Brookins
Browne
Campbell

Cavanaugh
Cessna
Clearman
Fackler
Fulton
Gunderson

Hartman
Kern
McLeland
Mills
Nelson
Roberts

Schmedika
Shinn
Skromme
Slemmons
Snook

Nays, 24.

Baird	Dean	Horchem	Rees
Benson	Dotts	Johnston	Rigby
Bergman	Ellis	Langfitt	Shane
Buser	Gilchrist	Perkins	Stanley
Clark	Goodwin	Ramsey	Stoddard
Darting	Haskell	Reed	White

Absent or not voting, 3.

Kimberly	Romkey	Shaff
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The amendment was lost.

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

Ayes, 40.

Baird	Clearman	Hartman	Ramsey
Benson	Darting	Haskell	Reed
Bergman	Dean	Horchem	Rees
Bowman	Dotts	Johnston	Roberts
Breakenridge	Ellis	Kern	Shane
Brookins	Fackler	Langfitt	Skromme
Browne	Fulton	McLeland	Slemmons
Buser	Gilchrist	Mills	Stanley
Cavanugh	Goodwin	Nelson	Stoddard
Clark	Gunderson	Perkins	White

Nays, 6.

Brookhart	Romkey	Shinn	Snook
Campbell	Schmedika		

Absent or not voting, 4.

Cessna	Kimberly	Rigby	Shaff
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The resolution was adopted.

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

The Journal of January-12th was corrected and approved.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Hammill presiding.

REPORT OF INAUGURAL COMMITTEE

Senator Goodwin offered the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on inauguration of the Governor and Lieutenant Governor begs leave to submit the following report:

The inaugural ceremonies will be held in the House chamber at 2:00 p. m., Thursday, January 15, 1925.

The following has been arranged for the afternoon and evening:

AFTERNOON

HOUSE CHAMBER

Music by Rubinson Orchestra.

Calling to order by Speaker of the House, Hon. W. C. Edson.

Joint committee appointed to escort the Governor and party from executive office to House chamber.

Music by orchestra.

Entrance of Governor's military staff, Governor N. E. Kendall, Governor-elect John Hammill, Lieutenant Governor-elect Clem F. Kimball, Chief Justice F. F. Faville, Joint Committee.

Invocation.

Administration of oath of office to Lieutenant Governor Clem F. Kimball by Chief Justice Frederick F. Faville.

Lieutenant Governor Kimball presiding.

Administration of oath of office to Governor John Hammill by Chief Justice Frederick F. Faville.

Inaugural address, Governor Hammill.

Music.

EVENING

Public reception by Governor and Mrs. John Hammill at 8:15.

The public will assemble in the rotunda of the first floor and be admitted to reception room through the east door of the executive office, immediately following members of the Senate and House.

Members of the Senate and House and their ladies will assemble in the Senate chamber at such time as will permit their leaving by way of the south stairway promptly at 7:45 p. m. An escort from the adjutant-general's office will be provided.

Band concert from 7:00 to 9:00.

Dancing from 9:00 to 12:00.

Respectfully submitted,

W. J. GOODWIN,
C. F. JOHNSTON,
A. J. SHINN,
W. S. BAIRD,
A. H. BERGMAN,
C. L. RIGBY,

On the part of the Senate.

VOLNEY DILTZ,
E. A. ELLIOTT,
W. H. STEPANEK,
F. M. HANSON,
D. GATTON RICE,
DAVID BRITTAIN,

On the part of the House.

Report was adopted.

CERTIFICATE OF PUBLICATION OF JOINT RESOLUTION NO. 5

I, W. C. Ramsay, secretary of state of the state of Iowa, do hereby certify that I selected the newspapers below named, being two in each congressional district in the state of Iowa, to publish Joint Resolution No. 5, as passed by the Fortieth General Assembly, and referred to the Forty-first General Assembly, proposing an amendment to the Constitution of the state of Iowa, relating to the qualifications of members of the House of Representatives.

First Congressional District—Republican, Wapello; Journal, Mt. Pleasant.

Second Congressional District—Leader, Bellevue; Republican, Marengo.

Third Congressional District—Chronicle, Hampton; Herald, Eldora.

Fourth Congressional District—Argo-Gazette, West Union; Republican, Decorah.

Fifth Congressional District—Republican, Cedar Rapids; Eureka, Anamosa.

Sixth Congressional District—Herald, Grinnell; Herald, Oskaloosa.

Seventh Congressional District—Madisonian, Winterset; News, Adel.

Eighth Congressional District—Republican, Hamburg; Herald, Clarinda.

Ninth Congressional District—Acorn, Oakland; News, Adair.

Tenth Congressional District—Advance, Algona; Advocate, Rockwell City.

Eleventh Congressional District—Sun, Sac City; Times, Cherokee.

And I further certify that said Joint Resolution No. 5 was published in said newspapers for the period of three months previous to the general election for members of the Forty-first General Assembly, as provided by law.

In testimony whereof, I have hereunto set my hand and caused to be affixed the official seal of the secretary of state of the state of Iowa. Done at Des Moines this 12 day of January, A. D. 1925.

(Seal)

W. C. RAMSAY, *Secretary of State.*

CERTIFICATE OF PUBLICATION OF JOINT RESOLUTION NO. 6

I, W. C. Ramsay, secretary of state of the state of Iowa, do hereby certify that I selected the newspapers below named, being two in each congressional district in the state of Iowa, to publish Joint Resolution No. 6, as passed by the Fortieth General Assembly (Special Session), and referred to the Forty-first General Assembly, proposing an amendment to the Constitution of the state of Iowa, relating to the apportionment of the state into senatorial districts:

First Congressional District—News-Republican, Farmington; New Era News, Mediapolis.

Second Congressional District—Observer, De Witt; Journal-Tribune, Williamsburg.

Third Congressional District—Star, Clarksville; Progress-Review, La Porte City.

Fourth Congressional District—Enterprise, Clermont; Register, Rockford.

Fifth Congressional District—Star-Clipper, Traer; Gazette, Cedar Rapids.

Sixth Congressional District—New Era, Baxter; Register, Grinnell.

Seventh Congressional District—Herald, Indianola; Herald, Story City.

Eighth Congressional District—Star-Enterprise, Afton; Chronicle, Lamoni.

Ninth Congressional District—Review, Villisca; News, Missouri Valley.

Tenth Congressional District—News, Gowrie; Record, Jewell.

Eleventh Congressional District—Pilot Tribune, Storm Lake; Independent, Hawarden.

And I further certify that said Joint Resolution No. 6 was published in said newspapers for the period of three months previous to the general election for members of the Forty-first General Assembly, as provided by law.

In testimony whereof, I have hereunto set my hand and caused to be affixed the official seal of the secretary of state of the state of Iowa. Done at Des Moines this 12 day of January, A. D. 1925.

(Seal)

W. C. RAMSAY, *Secretary of State.*

The report was adopted.

COMMITTEE FROM THE HOUSE

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

The President announced that the Senate would proceed to the House chamber under direction of the sergeant-at-arms.

JOINT CONVENTION

In accordance with law and concurrent resolution duly adopted, the joint session was called to order, Hon. John Hammill, President of the Senate, presiding.

The roll was then called and the following members responded:

Aiken	Blake	Craig	Francis
Anderson of	Blythe	Dean	Fulton
Decatur	Breakenridge	Dewar	Gilbertson
Anderson of	Brookhart	Diltz	Gilchrist
Montgomery	Browne	Dotts	Goodwin
Anderson of	Buser	Eckles	Graham
Webster	Campbell	Edge	Grimwood
Baird	Carter	Edson	Gripp
Benson	Cavanaugh	Elliott	Gunderson
Bergman	Christophel	Ellis	Hager
Bierkamp	Clark of Emmet	Fackler	Haney
Bixler	Clark of Monroe	Fleming	Hanson of
Blackford	Cole	Forsling	Hancock

Hanson of	Leonard	Patterson	Shinn
Winnebago	Lepley	Perkins	Skromme
Hartman	Lichty	Powers	Slemmons
Haskell	Lieberknecht	Quirk	Smith of
Hattendorf	Long	Ramsey	Chickasaw
Held	Lovrien	Rankin	Smith of O'Brien
Higgins	McCauley	Rassler	Snook
Hill	McIlrath	Ratliff	Stanley
Hollis	McLeland	Reed	Stepanek
Horchem	Martin	Rees	Stoddard
Huff	Mathews	Reimers	Stookesberry
Johnson of	Maxfield	Rhinehart	Strippel
Dickinson	Merritt	Rice	Swanson
Johnson of	Miller	Rigby	Thomas
Marion	Mills	Roberts of	Troup
Johnston	Napier	Ringgold	Truax
Kennedy	Natvig	Romkey	Ulstad
Kent	Nelson	Rust	Venard
Kern	Noble	Ryder	Wagner
King	O'Donnell	Saunders	Walrod
Knudson	Oldham	Schmedika	White
Knutson	Oliver	Schulte	Williams
Langfitt	Orr	Shaff	Wilson
Latimer	Owens	Shane	Yenter—140

Those absent were:

Bauer	Cessna	Harrison of	Hubbard
Berry	Clearman	Clarke	Kimberly
Bowman	Darting	Harrison of	Prichard
Brittain	Eden	Pottawattamie	Roberts of Adair
Brookins	Hansen of Scott	Hempel	Wolfe—18

The President declared a majority of the members present and the joint session duly organized.

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

Motion prevailed and the President appointed Senator Clark of Marion on the part of the Senate and Representatives Prichard of Woodbury and Berry of Monroe on the part of the House.

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

President Hammill then presented Governor Nathan E. Kendall, who delivered the following message:

GOVERNOR KENDALL'S MESSAGE

To the Forty-first General Assembly of Iowa:

The Twelfth Section of the Fourth Article of the Constitution of Iowa 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." In compliance with this provision I am happy to submit that the State is unembarrassed by any outstanding obligation, except the bonus indebtedness, and that on January 1, 1925, it maintained in its treasury an unencumbered balance of \$6,815,592.44 as compared with \$5,866,169.28 on January 1, 1921. All the manifold activities of the State, what it has cost to operate them the past two years, and what should be assigned to continue them throughout the next two years, are exhibited in extended detail in the report of the Budget Director now available for your examination.

As required by law I herewith transmit the State Appropriation Bill prepared by the Director of the Budget, together with the information, comparisons, evidence and documents filed in my office, and supplementary thereto I furnish the specific data prescribed by statute:

- (1) The taxable value of all property in the State is \$1,086,866,550.00.
- (2) The amount per annum to be raised by a tax levy if the bill shall be enacted is \$8,630,409.00.*
- (3) The levy in mills necessary if the appropriations as proposed in the bill shall be authorized is 7.14*.

*Bonus excluded.

The preparation of the original budget report and the appropriation bill in harmony therewith has been a monumental task, and the Director is entitled to the gratitude of the State for the protracted, efficient and fearless labor he has devoted to it. In the making of the budget his object has constantly been so to effect economies as to curtail expenditures without impairing any department or activity in its support and development. From my study of the report and of the bill I am profoundly convinced that this has been accomplished. Indeed the result is so eminently acceptable that I venture to suggest no change whatever in his recommendations. If adopted they will, comparing the ensuing biennium with the preceding one, lower the disbursements of the State per annum from \$17,180,471.21 to \$14,136,407.70, and the tax levy for all purposes from 11.50 to 9.14 mills. Gentlemen, a condition and not a theory confronts us. Our cost of government is excessive, and it must be diminished. Our burden of taxation is intolerable, and it must be relieved. We may well profit by what President Coolidge said to the Congress in his annual message:

"The establishment of a system of drastic economy in public expenditures which has enabled us to pay off about one-fifth of the national debt since 1919 and almost cut in two the national tax burden since 1921 has been one of the main causes in restoring a prosperity which has come to include within its benefits almost every one of our inhabitants. Economy reaches everywhere. It carries a blessing to everybody."

I commend to you these wise words of a wise man. I earnestly hope

that the General Assembly and the Executive may insist with unshrinking independence and unfaltering resolution upon the reasonable and adequate program submitted by the Director of the Budget.

The people of Iowa may well rejoice in the felicitous environments by which they are surrounded. The general health of our population is excellent. Agriculture is steadily reviving, business displays unusual confidence, labor is measurably well employed, and the prosperity which disappeared during the past four years is slowly but gradually returning. The Commonwealth is solvent. It is a time to hope, and not to despair.

PARDONS, COMMUTATIONS, SUSPENSIONS AND REMISSIONS

In the past two years I have issued pardons, commutations, suspensions and remissions, as explained fully in a separate memorandum presented to the General Assembly for its examination as provided by law. I have taken such action in each individual case as I believed the circumstances warranted, and as was recommended by the Board of Control, the Board of Parole, or the Judge who presided at the trial and the County Attorney who conducted the prosecution. Generally, indeed almost uniformly, such leniency was also advised by a number of representative and disinterested citizens residing in the community where the crime was committed, and having personal knowledge of the facts entering into it. I have recognized the theory that where a man has been convicted of crime after a competent defense and an impartial trial the question of guilt or innocence is foreclosed, and the Executive sworn by solemn oath to the enforcement of the law should proceed with reluctant caution in interfering with the judgment so pronounced. Very frequently men remonstrate to me against the discharge of a prisoner so long before the expiration of his sentence. I am, of course, compelled to inform them that under the statute the Governor has no more influence in such matters than he has over the procession of the equinoxes. No clemency has been extended in any case upon my own initiative, nor except as expressly recommended as above stated.

PITTSBURGH PLUS

With the money heretofore appropriated for the purpose of defeating the "Pittsburgh Plus" system, the state cooperated with other states with the result that that nefarious practice has been completely abandoned by the manufacturers. This is an unusual victory, and implies a substantial reduction in material cost to users of iron and steel products. The people as well as the Attorney General are to be congratulated.

THE CODE

The last Legislature inherited from its predecessors the revision of the Code—a task of immense magnitude and incalculable importance which could not be longer deferred. Thirteen General Assemblies had intervened since the last compilation was attempted. The law as recorded in

the Code of 1897 had been amended, modified, amplified, substituted and repealed, until it was almost impossible even for the skilled practitioner to ascertain certainly what it was, or precisely how it should be interpreted. The whole body of our statutory enactments was in inextricable confusion, and such codification was demanded as would enable the average citizen without professional assistance to become familiar with its provisions. The vast work was undertaken and completed by the 40th General Assembly and the Code of 1924 has been published for distribution. Since the men who performed the gigantic labor were fallible mortals, a perfect product could not reasonably be expected, and a few negligible errors have therefore been disclosed. They are, however, of such minor nature that they can be speedily corrected without difficulty. I have examined the volume with as much care as I could, consistently with other engagements, bestow upon it, and I entertain no doubt that it will be received favorably by the bench, the bar and the public. I am constrained to refer to the subject only to convey to the commissioners and to the General Assembly the sincere gratitude of the State which they have so faithfully and so unselfishly served.

SLACKERS IN VOTING

It ought not to be necessary to insist that the duty devolving upon the elector to exercise his privilege of suffrage at party primary and general election is one of the most important to be performed under our Constitution. While the people of this State are the most intelligent and patriotic beneath the stars and stripes, they have been woefully derelict in the discharge of this paramount obligation. The returns of the last three national elections present an appalling record of indifference or laziness or both. On the whole they reveal that in the United States fewer than one-half and in the State of Iowa fewer than two-thirds of those entitled to vote sought the ballot box, notwithstanding that Presidents, Governors, Congresses and General Assemblies were selected. It is remarkable that the government endures and functions as effectively as it does when those whose welfare is most vitally concerned manifest so little interest in safeguarding it. This condition cannot be allowed to continue, for the destiny of the Republic will be secure only when it is directed by a majority, and not by a plurality of a minority. The agitation for a full expression of the sovereign will at every opportunity should proceed until not to vote when properly qualified will be made as discreditable as not to pay debts when honestly incurred. I am obliged to admit that I have not been able to devise any specific measure which will address itself to the situation. A premium for voting and a penalty for not voting have been suggested, but I doubt the feasibility of either expedient. If any legislation can be formulated which will insure more general participation in all elections, it should be enacted without delay.

AGRICULTURE

The condition of agriculture, the fundamental industry of the State, has improved somewhat since I last addressed the General Assembly, but

it still suffers serious depression. In the year 1924 Iowa grew 326,000,000 bushels of corn on 10,900,000 acres at a cost of \$30.00 per acre. Of this vast aggregate scarcely 55 per cent was salable, and that at only 98 cents on the December market, while the balance is estimated to be worth not to exceed 50 per cent of the value of sound corn. The seasons of the year were particularly unfavorable—illustrating again that every crop is an adventure of uncertain issue. But the shortage in yield has not been compensated, as is usual, by a corresponding advance in price of that which remains. For the past three years the farming business has been a precarious undertaking, for the farmer has received a price for his product ruinously less than the cost of production. It is not difficult to apprehend the destructive consequences which this economic injustice entails. They are reflected in the discouragement which at this moment darkens so many family homes in our State. The farmer is the only producer of a commodity of first importance who exercises no influence whatsoever over disposing prices or purchasing costs. He must sell where he encounters unlimited competition, and buy where he confronts unrestrained combination. As an inevitable result he is not awarded an approximately fair share of what his labor produces, and his income has gone down while his outgo has gone up. The problem of the marketing of farm products after such fashion as shall eliminate the spread between the producer and the consumer cannot be further postponed. Of the dollar which is paid for any staple of Mississippi Valley culture less than 33 cents reverts to the man whose industry brought it into existence, the balance being absorbed by agencies which intervene between raiser and eater. We have largely mastered the best practices for production, but we have not yet conquered the profitable distribution of our accumulated surplus. Some arrangement must be perfected whereby the products of agriculture may be procured direct from the original producer and delivered direct to the ultimate consumer without intermediate charges except for operating overhead. Cognizance must be taken of the fact that while the first seller gets too little the last buyer pays too much, and machinery must be erected to remedy this mischief. The farmer cannot be expected to go on indefinitely year after year impairing the principal capital of his investment to defray his current expenditures. Unless in the long run he is assured a fair prosperity, transportation, manufacturing, mining, banking and merchandising must divide with him the adversity by which he will be overwhelmed.

The problem is one for National rather than State legislation. The President has appointed a Commission, composed of men supposed to be possessed of expert information respecting agriculture in all its ramifications, and it will report to Congress in the near future what may be done to relieve the present unsatisfactory situation. It is regrettable that the great corn, hog and beef sections of the country, where the distress is most aggravated, are not represented in the membership of the Commission. The public will await with hopeful solicitude the recommendations of this official body. In the meantime the most welcome service you can render to the people of Iowa is to cut the expenses of the

State not merely to the quick but to the bone. The demand of the hour is for retrenchment, rather than for expansion.

TAXATION

Two years ago in discussing the subject of taxation I said in the Inaugural:

"The statutory levy upon monies and credits, as compared with the levy on other forms of property, is far more generous to the holder than it should be. * * * Notwithstanding this, it is notorious that a volume of monies and credits almost incredible in its dimensions is at present undisclosed to the assessor. This evil should be dealt with in a summary manner. * * * The collectibility of notes, mortgages and negotiable paper might well be made dependent upon their having been reported for taxation."

Every good citizen will agree that equality of tax burden should be approximated as nearly as possible, and that no variety of property should be permitted to escape its fair contribution to the public treasury. If one species of holding is allowed to sequester itself, the imposition upon all others is correspondingly augmented, and this constitutes an injustice no longer to be tolerated. Every dollar in the state, no matter how invested, nor where secluded, should be required to answer the tax levy precisely as it is answered by every other form of property. No argument is necessary to sustain the foregoing proposition, and yet it is undeniable that a vast aggregate of monies and credits in Iowa utterly evades the tax gatherer. The injustice can be substantially remedied by providing that in all actions for the collection of a note, or for the foreclosure of a mortgage, the petition shall contain a verified allegation that the evidence of the indebtedness has been reported for taxation. A law of this character is in operation in Virginia. and Governor Trinkle of that state is authority for the statement that in a single year the taxable property of that commonwealth has increased many millions of dollars in consequence. The General Assembly may well study the advisability of establishing a graduated tax on incomes, commencing with a low levy on the smaller incomes and advancing to a more substantial return on the larger. Such a tax would be bottomed upon a standard of ability to pay which could not be challenged. All business expenses would be deducted and just exemptions allowed before it would attach, and it would never be paid in the absence of an income from which to pay it. From him who hath, a modest portion of that which he hath would be taken, but from him who hath nothing, nothing would be sought. The tax would be collectible only in the event that the enterprise of the taxpayer is reasonably lucrative. It has been frequently alleged that the levy of such a tax would discourage the development of industries in the state, but this has been demonstrated untrue by the experience of other communities where the experiment has been tested. In a late report the Secretary of the Wisconsin Tax Commission says:

"We are familiar with the common rumor that our income tax has driven industry out of the State, but we have failed to discover a single instance to substantiate the claim. * * * Indeed, the federal census

bureau has recently reported that Wisconsin's progress in manufacturing from 1910 to 1920 is quite above the average for any adjoining State except Michigan * * * although Wisconsin had an income tax during all that time and those States had not. This does not harmonize accurately with the claim of discouraging industry so loudly made."

This ought to be fairly conclusive to the most skeptical. But with that objection exploded it is asserted that if the tax were laid upon the income of a manufacturer, for instance, he would simply increase the selling price of the article he fabricates by the amount of the tax, and pass it on to be borne at the last by the ultimate consumer. This assumption is fully answered by the fact that the average retail market price of manufactured commodities is no higher in Wisconsin than it is in Iowa. In noticing this favorite contention of those opposed to such a tax Mr. T. S. Adams, the great professor of Economics at Yale, says:

"The repeated charge that business men figure income tax as part of their costs, and then charge the customary per cent of profit on the costs, is absurd. * * * The cost of living went up before tax rates were increased. It stayed up when tax rates were reduced."

Certainly nobody is credulous enough to suppose that any industry would be expelled from the State if, by any legerdemain, its taxes could be unloaded on the final purchaser of its product. The last argument contradicts and nullifies the first, but they are both equally fallacious. A state income tax does not imply a duplication of taxes nor a larger total of taxes. It simply signifies another and a fairer method of realizing the money the Legislature spends, and it would relieve the burden on general property to the extent of the revenues derived from it. If you are inclined toward such a tax, a material difference should be recognized between incomes from fixed investments and those derived from personal earnings. However, the latter should not be allowed complete immunity. A medical specialist in one of the chief cities of the State boasted in a recent conversation that he was earning \$25,000 per annum from his profession, but an inspection of the treasurer's records for the past four years disclosed that in that quadrennium he had paid only a total of \$76.24 as taxes. The farm lands and live stock of the State from which 66 per cent of all taxes is raised did not so easily escape the importunities of the tax gatherer. I have concluded after a good deal of deliberation that our visible property is impressed with a larger measure of the burdens of government than should be imposed upon it, and that additional sources of revenue which have heretofore been unexplored should be discovered and made available.

In the instant circumstances it is exceedingly difficult, indeed almost impossible, to arrive at the accurate and equitable assessment of railroad property. The duty is confided to the Executive Council, and it is no discredit to the excellent men who always occupy that body to confess that they are possessed of no unusual qualifications for the technical and intricate labor thus enjoined upon them. They simply do the best they can, and that best is never very satisfactory even to themselves. By and large, the inquiry is a perplexing one, and challenges the best equipped intelligence that can be obtained in the country. The method of assessing public utility properties adopted in Connecticut, Minnesota,

California, and many other states is that of a definite percentage of the earnings of the companies, with suitable allocation in the case of interstate corporations. The tax levied by Connecticut is 3½ per cent; that by Minnesota 5 per cent; that by California 7 per cent; all calculated upon gross earnings. In the year 1923 the taxes actually paid by the greater railway systems in Iowa, measured by gross earnings, were:

Burlington0064 per cent
Milwaukee0076 per cent
North Western.....	.0085 per cent
Rock Island0108 per cent

Measured by their net earnings the same roads in the same year paid:

Burlington0308
Milwaukee0372
North Western.....	.0490
Rock Island0552

Undoubtedly an outstanding incident in recent tax history is the gradual concentration of opinion toward levies upon incomes. The relative merits of net and gross earnings as a basis for assessment is a subject of legitimate discussion. It may be conceded freely and unreservedly that net earnings, when they can be authentically ascertained, furnish the most accurate measure of ability to pay taxes, and that is an important advantage of that system. But determination of net earning requires deduction of a multiplicity of expenses, involving the almost certainty of radical disagreement. The net earnings tax is especially logical if the obligation to pay is limited to those corporations that reveal a profit in operation. But if taxes are to be regarded as a necessary incident of business, and corporations are to be expected to contribute whether their immediate business is profitable or profitless, the tax on gross earnings is warranted. It is evident that the government must function in periods of depression as well as in periods of prosperity. The farmer, the merchant, the factory owner, and other taxpayers are not relieved in any year in which they may have sustained a reverse, rather than enjoyed a reward. The whole subject is one of infinite complexity, and little assistance is contributed by the companies themselves. Under Section 15a of the Congressional Act of 1920 the Interstate Commerce Commission is directed to ratify such freight and passenger schedules as will produce for the carrier a return of 5½ to 6 per cent on the value of its property employed in transportation. In order to command compensation equivalent to all that the traffic will bear, the company resorts to its imagination rather than to its memory and magnifies its valuations far beyond the true level of their worth. The Commission as at present composed has generally allowed the grossly fictitious figures thus presented, thereby authorizing many charges which are excessive when the real cost of service is considered. The shipping and traveling public is compelled to stand and deliver to the limit of its endurance, there remaining to it only the empty recourse of registering an emphatic protest against the extortion. But when the Executive Council

undertakes the appraisement of the railroads, the representatives of the companies appear and with stoic countenance assert an estimate many millions of dollars below what they themselves have reported to the Interstate Commerce Commission. The anomaly is therefore created of an *inflated* valuation for rate-making purposes, and a *deflated* valuation for tax-fixing purposes, widely separated in amount, but both solemnly certified as true and correct by the carrier affected. It is obvious that so flagrant a discrepancy manifest as respects any other description of property would not be countenanced for a moment. Of course these valuations are, and ought to be, identical. It would require a metaphysics more refined than that ascribed to Hudibras which could

“Distinguish and divide

A hair twixt south and southwest side,”

to satisfy sensible men of so material a difference in the real value of these properties. So far, however, the carrier companies have been influential enough to chloroform all legislation designed to relieve the iniquity of confiscatory rates, and to countervail all efforts intended to extract from them a commensurate taxation. The sinister power they exercise cannot be overstated. The government ownership of railroads may be bad, but the railroad dominance of government is worse. If the Council refuses to accept the valuations insisted upon by the companies the latter reject the tribunals instituted by the state for the adjudication of controversies arising between citizens, and speedily repair to a federal forum which is always open to issue injunctive process upon *ex parte* application. The dispute is one over a matter wholly domestic and it ought to be within the exclusive jurisdiction of the state courts. If it were so confined, much annoying litigation would be averted and the assessments of the citizens and of the corporation would be equalized more satisfactorily and more justly.

After most serious reflection, I am much impressed by the persuasive arguments of the New York Tax Commission advocating the introduction of a percentage tax on the net-gross incomes of the railway companies. In the application of such a system rates are levied whereby when the net earnings of a carrier company equal a given per cent of its gross earnings, the latter are taxed a certain per cent. When the net earnings arise to a greater per cent of the gross earnings, the tax rate is greater; when they recede to a less per cent, the tax is less. The precise levy prescribed is thereby a varying rate on gross earnings, the variation depending upon the relation of net to gross; the corporation paying more taxes as its profits increase, and less taxes as they decline. This is altogether reasonable, and violates no sound canon of taxation. In the year 1923 the net earnings of the trunk lines traversing Iowa, as compared to their gross earnings, were (approximately):

North Western.....	17 per cent
Rock Island	19 per cent
Milwaukee	20 per cent
Burlington	20 per cent

By the simple theory sponsored by the New York Commission the taxes assessed against the property of the company are bottomed upon the real value of the investment as reflected by the profits of the enterprise, and ability to pay is a material element in the assessment. As respects interstate railways, the Commission tentatively favors the allocation of gross earnings to a state in the proportion that the mileage within such state bears to the total mileage in all the states served by the company. I am not prepared to give unqualified endorsement to this formula of allotment as the best that can be arrived at, for I have not sufficiently studied it to become of fixed opinion. It is, however, worthy of your scrutinous investigation because of the ability of its proponents.

There is no purpose anywhere unjustly to discriminate against the railway corporations of the United States. Their systems of transportation are admitted to be indispensable to the development of every section of the country, but since they are guaranteed the full protection of the government they should contribute justly towards its maintenance. On the whole they have been munificently subsidized by the people. Many communities have taxed themselves to assist in the construction of their roads. The right of eminent domain has been enjoyed, a concession of inestimable value. Immense land grants, totalling millions of acres, worth hundreds of millions of dollars, have been freely conferred upon them. They ought to be subservient to the law, and not superior to it. I dismiss the subject with the suggestion that if you are to embark upon a program of constructive and beneficial legislation, no field of labor is more inviting at the present moment than the statutes prescribing the assessment of railways.

STATE INSTITUTIONS

The detailed report of the Board of Control deserves your particular attention. During the past biennial period there has been under cultivation at the fifteen institutions, 13,527 acres of land which yielded farm and garden produce and poultry aggregating \$717,421.92. There was marketed live stock amounting to \$191,090.05 and the consumption of dressed meats, largely raised and slaughtered at the institutions, was \$459,072.40. Several valuable herds of cows are maintained, supplying milk of the value of \$383,989.95, all used at the institutions except that produced on the farm at Clive. The prison industries operated at Fort Madison and Anamosa net the state a revenue of about \$18,000 per month. The chair factory at the penitentiary, which was destroyed by fire, has been replaced by a four-story fire-proof building at a cost of \$206,396.43. During the biennial period the board has covered back into the treasury \$155,560.94 of unused appropriations heretofore granted which has, by careful and discreet management, been conserved to the state. It has conveyed the Knoxville farm to the Federal Government for \$195,648.26. There was on June 30th of this year to the credit of the board in its industrial fund \$325,397.55. On the same date there were in all the institutions under the direction of the board, 6,916 men and boys and 4,197 women and girls; a total population of 11,113 people. The state is to be congratulated upon its provision for the insane, the

defective and the afflicted. The restraint and punishment of the incorrigible and the criminal are humane and reformatory. All the activities of the board are so acceptably conducted that I can conceive of no criticism that I think might improve their administration.

I renew with increased earnestness the proposal I have heretofore made to the General Assembly that the Board of Control be increased in its membership to four and that one member thereof be a woman citizen of the state. It must be admitted that women, equally with men, bear the burdens and obligations of government and it cannot be challenged that they are entitled to share equally with men in the honors and distinctions of government. I recommend that you submit to the people an amendment to the constitution striking the word "male" from Sections 4 and 5 of Article 3 thereof, thus completing the emancipation of the sex. Since I have occupied the Executive Office I have selected representative and able women of the state for responsible positions on the Board of Education, the Conservation Commission, the Board of Educational Examiners, the Illiteracy Commission, the Library Board, the Child Welfare Commission, the Historical Society, and the Board of Chiropractic Examiners. Every one of those thus designated has illustrated efficiency in administration fully parallel to that of her masculine associates. The state will be advantaged by the untrammelled feminine participation in all civic affairs. The daughters of the commonwealth, when summoned to the discharge of public duties, carry thereto the same intelligence and fidelity and idealism which have so signalized their conduct in all private relations. In the various institutions over which the Board of Control has exclusive supervision there are now 4,995 females as employees, patients, inmates or prisoners. The Training School for Girls at Mitchellville and the Reformatory for Women at Rockwell City, occupied entirely by those of the female sex, and the Hospitals for the Insane at Mt. Pleasant, Independence, Cherokee and Clarinda, where a large feminine population is detained, would be vastly benefited by the provision I have suggested. Other states surrounding us have established women on their Control Boards, and Iowa cannot consent to be distanced in the salutary reform.

I reiterate my recommendation advanced to the 40th General Assembly that the duties now devolved by the statute upon the Board of Parole be transferred to the Board of Control as thus enlarged. The latter body, by reason of its jurisdiction over those incarcerated at Anamosa, Fort Madison and Rockwell City, can easily acquire perfect familiarity with the facts of each individual case, with the circumstances connected with the crime, and with the propriety of extending or denying clemency to the prisoner. And this can be accomplished at an expense many thousands of dollars per annum below that now incurred. The parole system must be retained in the penal and reformatory machinery of the state, but it should be so limited in its application that no person convicted for the second time be permitted to avail of its provisions. It must not be forgotten that the objective of criminal punishment is not alone the reformation of the malefactor who has offended, but the protection of the society he has outraged. In the past four years, by their voluntary confession or after impartial trials, seven men adjudged guilty of willful,

felonious, deliberate and premeditated murder committed with malice aforethought or in the perpetration of rape or robbery, have been executed according to law in the penitentiary at Fort Madison. In each instance the sentence was pronounced after an able defense before a capable court. Every presumption of innocence was indulged, and every doubt resolved in favor of the accused. The entire record was declared by the Supreme Court on appeal to be free of reversible error. Profoundly believing that the law will be most highly respected when it is most rigidly enforced, I conceived it my duty under my oath, to order the death penalty as decreed by the legal tribunals of the state. Parents, wives and children were necessarily bereaved—it is one of the infirmities of our system that the innocent must suffer equally with the culpable. In any event, the result of my action is reflected in the noteworthy diminishment of violent crime in the commonwealth.

WATERWAYS

In the protracted contest for a deep waterway from the Great Lakes through the St. Lawrence to the sea, Iowa is profoundly concerned. The establishment of such an avenue to the markets of the world would advance the value of every bushel of our corn 10 cents, and the value of other cereals in proportion. It is of imperative importance that the state continue its co-operation with Ohio, Indiana, Illinois, Michigan, Wisconsin and Minnesota in the effort to secure the favorable action of Congress on the proposition and a suitable appropriation therefor is necessary.

DEPARTMENTAL REFORM

When the Fortieth General Assembly convened, it was confronted by a multitude of boards, bureaus and commissions, all functioning as instrumentalities of the commonwealth. They had been erected from time to time as the years elapsed and as the state had embarked in original and additional activities. Each was independent of the others and none subject to any central authority. They were not properly related or coordinated, nor could they be under the law as it then existed, and as was unavoidable there was a duplication of powers, an overlapping of duties and a confusion of authority, with the extravagant waste inevitably incident to such disorder. The legislature, with full realization of the difficulty, established the Department of Agriculture and conferred upon it jurisdiction over many of the agencies to which I have referred. The Department was organized under the consummate leadership of the lamented Cassady, assisted by his able successor, Thornburg, and justified itself from the beginning. The result of this legislation has been the rendering of vastly more acceptable service at less than one-half of the previous cost. One of the most important projects devolved by law upon the Department is the eradication of bovine tuberculosis. The extirpation of this baneful malady is imperative, not only because of its menace to humanity but because of the economic loss it entails upon the live stock industry. The 40th General Assembly inaugurated the county area plan providing that any county enrolled thereunder may levy not to exceed three mills to be used in conjunction with state and federal

funds for the control of contagious and infectious diseases. In all, forty-five counties have embraced this opportunity, and within another year a large proportion of these counties will be recognized as modified areas. During the fiscal year, July 1, 1923, to June 30, 1924, a total of 584,838 cattle were tested, of which 16,105 were condemned as reactors. Up to the present time, in the accredited herd work, 3,958 herds, representing 94,849 cattle, have been fully accredited; and 34,985 herds, representing 592,049 cattle, have passed the preliminary test. There are 52,105 herds, representing 948,771 cattle under supervision in the herd work and 416,518 cattle under supervision in the area work. On this date owners of 5,339 herds, representing 98,985 cattle have made application for accrediting. The demand for tuberculosis eradication under the county area plan can best be illustrated by the appropriations levied by the boards of supervisors to be used with state and federal funds in this behalf. From comparisons which have been instituted, it has been ascertained that the cost of testing under the county area plan is materially below the cost of testing under the accredited herd plan.

In the effort to enable the grain producers of the state to hold their crops for more commensurate prices, the 40th General Assembly enacted the Warehouse Act, and devolved its administration upon the Department of Agriculture. The *modus operandi* embodied in the law is for the farmer to store his grain under seal on his farm and procure a certificate therefor, which may be collateralized for loans he must negotiate to cancel his maturing indebtedness without sacrificing his crops on a bottom market. To the limited extent the statute has been invoked, it has afforded the relief anticipated. Boards have been created in nearly one-half the counties, and the results, while not as far-reaching as was expected, have been on the whole encouraging. In the year just passed, about 300,000 bushels of corn were sealed under 250 certificates at an expense of 1 cent a bushel for sealing. This corn was hypothecated at two-thirds of its market value which then was 60 cents a bushel, and was finally sold at 97 cents a bushel—a clear net gain of 36 cents a bushel, or \$108,000. The departure was somewhat novel, and one season was required to vindicate its workability. As time elapses and the sealing certificates become better acknowledged as reliable security, they will be more readily accepted by the banks, and a larger number of farmers will embrace the provisions of the law. A well known farm newspaper has said:

“Other corn belt states could profitably follow Iowa’s example and model a bill after the Iowa Warehouse Act. In a few years there will be warehouse boards in every community and warehouse receipts will be negotiated freely among individuals, as they will represent a first-class short term investment.”

The Department has managed the difficult details of the matter admirably, and any county can avail of the service upon application. I am satisfied that the warehouse legislation will become increasingly useful in the future to assist farmers in withholding their crops from sale until a remunerative market is offered.

The conspicuous success achieved by the Department of Agriculture in every direction may well compel the satisfaction of all the people of

the state. It is confidently believed that still further savings can be effected in the state service, and I direct your attention to the matter in the hope that other consolidations than those herein referred to may be safely ordered.

THE BUDGET SYSTEM

In advocating a budget system for the control of the disbursements of the General Assembly, I said in my last biennial message:

"In my opinion one of the most imperative obligations imposed upon us at this session is the establishment of a comprehensive and thorough-going budget system which shall include an intelligent and disinterested survey of what is being done with the cost of doing it, and what it is proposed to do with the cost of doing it; all in such concise and simplified terms that the average taxpayer may understand readily and exactly the disbursement of every dollar collected from him as taxes, and the object of its disbursement."

In response to this recommendation a Budget Bureau was created, entirely disconnected from the legislature or any department, to which each department has reported the amount provided for its support by the last General Assembly and for what purpose, the amount expended by it and for what purpose, and the amount estimated for the ensuing biennium and for what purpose; all carefully itemized to the last detail with full and extended explanations in writing of the necessity for all and singular of the sums asked for the future. The Director is, of course, thoroughly familiar with the available revenues of the state, since he has accurate knowledge of the income to be anticipated from all sources, and he knows what the state can afford to do without disturbing the current levy. Thus fortified he has examined, considered and reviewed all the information, data, estimates and requests of the various departments and after the most rigid scrutiny thereof, has prepared and submitted to the executive a report embodying the askings of each, together with his specific advice with reference thereto. In addition to this he has, as the law provides, formulated a bill and with it has furnished reliable information which will enable you to legislate justly and wisely for the maintenance of the state's activities for the next two years. It is yet too early to anticipate definitely the advantages which will accrue from the budget, but I venture the prediction that when the system is fully developed, it will, under competent management, reduce the current expenses of the state to the minimum sanctioned by conservative business management, without militating in the slightest degree against the usefulness of any department. I have said that to effectuate the purposes desired, the conduct of the budget bureau must be competent; it must also be courageous. The insistence for increased salaries and augmented appropriations is tremendous in almost every branch of the state service, and it can be resisted only by the rigid determination of the director, supplemented by the loyal co-operation of the General Assembly. The best method of lowering taxation is by curtailing expenditures, as has been finely demonstrated by President Coolidge and the National Congress. At the termination of the World War

the country was overwhelmed with a vast indebtedness. Encouraging progress is reported by the Secretary of the Treasury in the extinguishment of this debt, but the sub-divisions of the federal government are increasing their indebtedness at the rate of \$1,000,000,000 per annum. This is a regrettable improvidence, and Iowa ought to afford a redeeming exception to the heedless profligacy of her sister commonwealths. To every appropriation asked let this relentless criterion be applied: (1) Is it necessary that it be granted at all? (2) Is it necessary that it be granted to this extent? (3) Is it necessary that it be granted now? If, without serious injury to any interest it can be denied altogether, or materially diminished, or seasonably postponed, the alternative as the case may be should be unhesitatingly embraced. We are so accustomed to calculate in billions that it is a humiliation to be dragooned into computing in thousands, and yet there are certain foundation principles which must not be overlooked. One is that honesty, efficiency and economy are the three primary and indispensable elements which must characterize all successful administration. It is impressed as a maxim of government in Iowa—it ought to be recognized everywhere—that a public office is not a private enterprise for personal enrichment, but a public trust to be discharged for the general benefit. Every spending agency must remember always that every dollar disbursed from the treasury represents a fund derived from popular taxation in some form, and that the corrupt or reckless or wasteful dissipation of the people's money by any official, high or low, is a criminal betrayal of the interests of his constituency. I am much gratified by the conviction that more and more as the years elapse all monies allotted for the prosecution of the state's business are carefully, wisely and judiciously dispensed for the purpose intended by the faithful men and women charged with that responsibility.

CAPTURED FLAGS

I venture to renew the recommendations submitted by me to the last General Assembly that the Confederate flags, colors and emblems captured on the field of battle by Iowa soldiers during the Civil War and now reposing in the Historical Department, be suitably encased in glass receptacles. These precious trophies, illustrating the valor of our troops in the great collision between the states, are now exposed to the open air, and they are rapidly yielding to the ravages of time. They ought to be preserved forever to future generations to evidence our conspicuous part in the great conflict by which the permanence of an indissoluble Union was irrevocably established through the shot and shell and saber-stroke of unconquerable men. I ask that a sufficient appropriation for such purpose be authorized.

VICKSBURG

On October 17, 1924, the Quartermaster General of the War Department notified the Adjutant General of Iowa that the monument erected by the state on the battlefield at Vicksburg, has been considerably de-

faced, probably by relic hunters. The extent of the depredations committed is reported by the Resident Commissioner:

"Beginning at the left, from the third panel, '17th Iowa Jackson May 14th,' one bayonet gone. The bronze letters and figures that record the casualties of the Iowa commands engaged in the Vicksburg operations on the center panel are attached to the marble slab by dowels and ten of these letters have been forcibly removed. And from the fifth panel, '23rd Iowa, Big Black River Bridge May 17th,' three bayonets and one sword are gone."

Mr. Henry H. Kitson, of Framingham, Massachusetts, the sculptor who designed the monument in the first instance, has offered to repair the disfigurements above cited for the sum of \$500, of which \$250 is to be paid when the work is cast in bronze and the remainder when it is completed and located. Iowa had more than a score of splendid regiments under Grant at the siege of Vicksburg, and every one of them achieved imperishable renown. The state which experiences such profound pride in the valor, endurance and heroism displayed by her troops in that immortal battleplace should proceed at once to restore to its original perfection the beautiful and inspiring memorial she has erected in their honor. In this connection I cannot forego expressing the sincere hope that this General Assembly may authorize a suitable statue in the Vicksburg National Park commemorating the distinguished service rendered the state and the country by the great War Governor of Iowa, the Honorable Samuel J. Kirkwood. As he proclaimed of our soldiers who struggled so gloriously on that sanguinary field—"They make us all proud to be citizens of Iowa"—so we may declare of him that at the crucial period when armed secession threatened the perpetuity of the Republic, he was our most potential individual influence for the preservation of the Union and the emancipation of the slave. Andrew of Massachusetts, Curtin of Pennsylvania, Morton of Indiana, and Kirkwood of Iowa, constitute a quartet of patriotic executives whose honorable fame is secure in the recollections of men and in the records of history. I earnestly invoke your early and favorable attention to the matters herein discussed.

WAR TROPHIES

A recent Act of Congress has made available for distribution among the several states a vast amount of war materials captured from the enemy by the troops of the United States during the recent conflict. Of this about 345,000 pounds consisting of guns (mounted and unmounted), bayonets, helmets, lances, swords, sabers, armor, etc., has been allocated to Iowa as her apportionment. Under the provisions of the federal law referred to, the government obligates itself to pack and crate the material, and deposit it with the railroad company for shipment; but the state is required to defray the expense of transportation to Des Moines. It is assumed that the various localities in the commonwealth desiring trophies will pay freight charges from Des Moines to destination, but individual allotments must be prepared by the state for delivery. The War Department has calculated that the aggregate of freight expense from Washington to Camp Dodge will be \$5,500. The

Adjutant General believes that the whole allocation can be packed and crated for shipment throughout the state for \$9,300. The interest of the public in these memorials which must always be remindful of the invincible prowess of the American soldier is universal and enthusiastic. A large number of applications for such material are now on file in the Executive Office, and the number will undoubtedly be increased as the people become aware that the trophies may be obtained. The appropriation asked should be granted at as early a date as possible, so that the Adjutant General may proceed with final arrangements with the War Department.

THE GUARD

What I said on an occasion similar to this two years ago in respect of the Iowa National Guard may be repeated today with emphasis. It is in excellent condition, with an efficiency unsurpassed by any like organization in the country, and it is suitably financed at a cost not exceeding eleven cents per capita of our citizenship. During the period that I have occupied the Executive Office, by the practice of rigid economies, three headquarters building and fifty mess halls have been erected and a commodious swimming pool has been constructed without a dollar of appropriation additional to the sum already awarded by the General Assembly. The next war, if there is one, which God forbid! will be won by superiority in air equipment. Iowa ought promptly and fully to second the government for an army aviation station at Camp Dodge, now allotted to the state. In extending commensurate support to the guard we are but cooperating with the federal government in the effort to provide an adequate military force for national defense, equipped and prepared under the direct supervision of the War Department, which force may be depended upon if any emergency shall present itself. We deprecate a large professional army, but our country demands a sufficient citizen soldiery ready to function efficiently when the need arises, but whose membership returns to the normal duties of producers and wage earners when the need has been answered.

During the past year Brigadier General Mathew A. Tinley, the senior officer of the guard, was promoted by the War Department to the position of Major General, having jurisdiction over the units of Iowa, Minnesota, North Dakota and South Dakota. This was a deserved tribute to him, and a worthy compliment to Iowa. Last August at the annual encampment the state was honored by a visit from General John J. Pershing, commanding all the armies of the United States. He is a distinguished soldier, and as our troops filed past him in brigade review, he was unrestrained in praise of their personnel and discipline. Our National Guard is composed of the highest character, courage and patriotism in the state, and it is entitled to our liberal encouragement.

BOILERS AND ELEVATORS

Stimulated to action by the elevator tragedy at the Randolph Hotel in the city of Des Moines, the Fortieth General Assembly enacted a statute providing that:

"Every elevator and the machinery connected therewith in every elevator, hoistway, hatchway and wellhole shall be so constructed, guarded, equipped, maintained and operated as to render it safe for the purposes for which it is used,"

and directing the Governor to appoint a Conference Board to adopt regulations to render the law effective. The board in question was promptly appointed and I am informed has but recently issued a code covering the subject. With the completion of this work it is believed that Iowa will have a supervision over elevators that will preclude similar catastrophes in the future.

In his 20th Biennial Report the Honorable A. L. Urick, Commissioner of Labor, embodied a quotation from a previous report:

"Attention has upon several occasions been called to the need of boiler inspection, pointing out the fact that the only statute relating to boilers is an enactment of the Fifteenth General Assembly, and which provides that boilers shall be equipped with a steam gauge, safety valve and water gauge, so that excepting these three particulars no part of a boiler is subject to inspection on the part of the state. The only inspection service is that by casualty insurance companies, and when a boiler is rejected by them as too unsafe for them to assume responsibility of insurance, the owner thereof may continue to operate it at his own sweet will and thus jeopardize not only the lives of those in the establishment but also those within the danger zone outside, and certainly endangering adjoining properties.

"There should be enacted a code fixing standards both for construction, installation and maintenance of boilers and high-pressure tanks, such as has the support and encouragement of all of the better type of boiler manufacturers, and based upon a code drawn by the American Society of Mechanical Engineers."

Since the last report was submitted the disaster at the Vallandigham store has occurred, resulting in the death of eleven persons and in the permanent disablement and indescribable suffering of many others. The experts in high-pressure equipment who testified at the examination conducted by the coroner of Polk county all asserted unhesitatingly that the tank which exploded was improperly designed, constructed and installed, and that the corrections attempted by the owner substantially increased the hazard. Undoubtedly the recommendation of the commissioner is valid that the law governing the inspection of boilers and high-pressure tanks be rewritten and broadened. I ask your consideration of this subject so vitally important to public and private safety.

INSURANCE

The elaborate report of the Commissioner of Insurance is before you, and you will carefully digest the recommendations he submits. Unquestionably the time for issuing annual licenses and of his report to the Governor should be extended as he suggests. All voluntary liquidations undertaken by companies should be under his exclusive management, and he should be invested with power to institute proceedings for the displacement of any officer or director for misfeasance or malfeasance.

Whenever it is necessary that a receiver be appointed, the commissioner should act in that capacity without additional compensation. Adjusters operating in this state, and brokers negotiating stocks in insurance companies should be required to obtain a license from him, and their transactions should be under his supervision. The cardinal object of insurance regulation is the protection of the policyholders, and the law should be strengthened in such fashion as more perfectly to attain that end. Securities are now in the custody of the commissioner aggregating nearly \$200,000,000 and his vault facilities should be enlarged to furnish ample safety therefor.

BANKS

During the biennial period numerous bank failures have occurred, occasioning much distress, and these failures are attributable, I think, to two chief causes: (1) Excessive loans to individual borrowers and to officers and directors of the bank; (2) Acceptance as security of second and third mortgages on real estate already too heavily encumbered. The present law prohibits a loan to any one person of an amount exceeding 20 per cent of the capital and surplus of the bank, but the penalties for its violation are so inadequate that the statute is frequently ignored. In some cases such borrowings have equalled the capital stock and in one instance largely exceeded it. The danger inherent in this practice is that if the borrower becomes bankrupt, the bank which has favored him becomes insolvent and its depositors suffer. To cover delinquencies of this character such punishment or forfeiture should be imposed as will terminate the evil. Again loans are allowable under certain conditions and circumstances to the officers of the bank, and this privilege has been flagrantly abused. The statute should be amended either:

(1) By prohibiting such loans directly or indirectly in their entirety, or

(a) By permitting them only within very narrow restrictions under effective penalties.

The prohibition of loans to directors of corporations is not an innovation. The insurance laws of Iowa and the banking laws of many states so provide. As a corollary of the foregoing, loans should be controlled or denied to companies or corporations in which the officers or directors of the bank are financially interested. Such enactment would estop the employment of bank assets for purposes purely speculative. The rate of interest demanded of a depository of state funds should be fixed by the Executive Council. Where a personal bond is tendered the surety should be required to file a verified schedule of his real estate, its extent, value, the encumbrances thereon, and in what county located, and the proceeding should then be transcribed to such county for record as a lien on said real estate.

Under the doctrine of Section 12719 of the Code as enunciated by the Supreme Court in *Re Marathon Savings bank*, 197 N. W. 729 and 200 N. W. 199, a priority is guaranteed to any municipality in the distribution of the assets of an insolvent bank which had been the custodian of

its public funds. Although the court, in interpreting this statute, has pronounced it "salutary," and has discovered its "foundation in strong sense and stern political morality," I must be permitted respectfully to dissent from such flattering encomium. The preference it contemplates inevitably eventuates in a substantial injustice to the private depositor who, in good faith, has been induced to patronize the staggering institution, believing its solvency to be unassailable, because it is advertising its selection as a repository of the public money. The assumption of the uninitiated customer that a larger security for his modest accumulations is assured by reason of the fact that the state, city or county is participating with him as a creditor is to some extent justified. In any event, if a bank over which the state exercises supervision is carried into enforced liquidation, the commonwealth nor any of its subdivisions should be allowed to assert any advantage over an uninformed citizen who has an equity in the deposits as *bona fide* as its own. In addition to this, the state requires an ample bond protecting it against the loss of any funds entering its treasury, and, by direction of the General Assembly, itself pays the premium exacted for such bond. The treasurer demands a similar bond from the depositary entrusted with money, and it furnishes it at its own expense. The taxpayers' funds are therefore abundantly safeguarded in any contingency. The ordinary and orderly course to be pursued in case of a bank failure would be, after defraying the necessary expenses, to *pro rate* the remaining resources among the depositors, the state included, and then for the treasurer to proceed for the recoupment of any deficit against the indemnifying companies which have been compensated for embracing the hazard of defalcation. But by reason of the precedence granted to municipalities under the law aforesaid, upon the failure of a banking institution the state may interpose the statute and thereby recover the full measure of its deposits, while the farmer, merchant or laboring man, whose claims upon the fund are precisely as meritorious, are oftentimes remitted to a partial or complete loss of their meager and hard-earned savings. In the city of Des Moines a State bank in which the state had a credit of more than \$285,000 evidenced by certificates of deposit has lately suspended, and its affairs are now in process of legal adjustment. The bank had furnished and paid a comfortable premium for a sufficient bond so that every dollar of the money might be absolutely ensured. Hundreds of small depositors suffer grievously by the state's withdrawal of this substantial sum, thus reducing the assets of the bank and relieving the obligors in the bond of all liability. This instance is only typical of numerous others that might be mentioned. It is indisputable that the practical operation of Section 12719 is in no degree in the interest of the people, but wholly for the benefit of the surety companies, and I recommend its repeal insofar as its provisions affect the matters herein discussed.

LAND TITLES

The Land Title Commission created by the 39th General Assembly has presented its detailed report, which is transmitted herewith. After extended investigation the commission has recommended the establishment

in Iowa of the Torrens title system, as it is in operation in many states of the union; the substitution of simpler forms of conveyance in deeds and mortgages for the cumbersome phraseology at present required; and the elimination of all unnecessary or superfluous recitals in decrees and records. Hon. E. W. Vincent has filed minority views, disagreeing to the first recommendation foregoing. The commission has devoted prolonged and conscientious study to the entire subject, and has prepared a series of measures to effectuate the reforms it believes can be accomplished. I invite your careful survey of the conclusions at which it has arrived.

ILLITERACY

In my first biennial message I directed the attention of the General Assembly to the lamentable fact that, although as disclosed by the federal census of 1920, Iowa was the lowest in percentage of illiteracy among her sister states, there yet remained within the commonwealth 20,680 people over the age of ten years who could not read or write in any language. I further suggested that acting upon my own initiative I had appointed a commission composed of the most forward looking men and women in the state to investigate the situation, and that without any expense to the commonwealth whatever the members of such commission had enlisted for the organization of an intensive campaign to eradicate the stigma which disfigures our escutcheon. The detailed report of such commission is now submitted to you, together with its specific recommendations in the premises, and I am proud to know that you will accord them that sympathetic consideration which the importance of the whole matter justifies. Iowa cannot afford to be merely first; she must be fully 100 per cent in the enlightenment of her citizens.

BOUNDARIES

Pursuant to the authorization contained in Chapter 313, Acts of the 40th General Assembly, a commission, consisting of John M. McDonald of Sioux City, E. L. Hogue of Blencoe, and O. W. Crowley of Des Moines, was erected to cooperate with a similar commission from the state of Nebraska to ascertain and locate definitely the boundary line separating the states. The joint commission had one or more meetings, but upon the discovery by the Nebraska commission of the existence of the last clause of Section 2 of said act, exempting the line at Carter Lake from consideration, it peremptorily refused to confer further upon the boundary dispute with the Iowa commission. The report of the latter, exhibiting the facts in detail, is available for your examination, and I recommend such legislation as will enable the work of establishing the permanent dividing line between the two states to go forward to completion as was contemplated when the commission was constituted. Of the Iowa commission Mr. McDonald has deceased, and Mr. Hogue has resigned. In view of the situation, as I have outlined it, I have not deemed it expedient that their successors should be appointed until further action

respecting the subject should be determined upon by the General Assembly.

CHILD WELFARE

In November, 1923, I named a commission, composed of ten well-known citizens, to consider especially the problems of the handicapped childhood of the state—the neglected, the dependent, the delinquent, the feeble-minded and the illegitimate. In working for a solution of the problems they present, the dominant concern of society is the well-being of the child itself. Not only economic considerations of great moment are involved, but the very social well-being of the state, for much of the crime and poverty and tax which overburden the public has its origin in the inadequate and incompetent treatment of bereft childhood.

In the appointment of this commission we were not pioneering in a new field of endeavor, but were simply uniting ourselves with a nationwide movement. Beginning with Ohio in 1911, thirty-two states have erected similar commissions whose recommendations have in most cases been already crystallized into law. Standards have been worked out and there is now available for our guidance the enlightened legislation of adjoining states in this field so full of complexity and peril. It is impossible to examine the report filed by the commission without becoming convinced of the existence of certain fundamental principles. Among these is that in the state's relation to the problem there is demanded trained service, persons skilled in this special field, and in the investigation necessary for the protection both of the child and the state. The added powers accorded to the Board of Control, as recommended by the commission, including authority to employ a trained executive in charge of a children's bureau in and under the board, as in surrounding states, meet with my unqualified approval.

The report is full of the folly and cruelty of the policy now pursued, with its heavy economic losses, and the sinister social reactions resulting from lack of knowledge and training in dealing with children suffering from physical, mental or environmental handicaps. By the institutions over which the board has control at Mitchellville, Eldora, Davenport, Toledo and Glenwood, it touches the matter only to a restricted extent. The enlargement of the institutions affords comparatively small benefit, as only a limited number of additional cases can thereby be reached. The board should have contacts before commitment and the state must have the requisite machinery for a constant visualization of the problem of the feeble-minded, for the prevention of dependency and neglect where possible, and for the rehabilitation of the home in the interest of the child. Through the central bureau contemplated, the state could, as in other states, fix the standards for operation and license of all organizations and persons engaged in the business of child placing and child caring, as well as maternity and child boarding homes, and could require judicial sanction in cases of adoption, as is essential in every other state in the union save Louisiana. Every normal child is entitled first of all to home life, and institutional care should be the last resort. It is incumbent upon the state to fulfill its sacred obligation to its helpless

childhood, and in doing so to protect itself as well from the flagrant abuses so fully specified in the report of the commission. I call special attention to the data collected on the enormous growth of poor relief, the multiplication of the feeble-minded, the imposition practiced in many cases upon the funds raised by the generous purpose of the state for the amelioration of the unfortunate, the inefficiency of the instrumentalities for the investigation which culminates in commitment to the state juvenile homes, and most shameful of all the tragic instances of misdirected and sometimes mercenary dealing with the lives of helpless children.

The program presented is evolved after an extensive survey of conditions in Iowa, an examination of the experience of like commissions in over thirty states and of the laws enacted in harmony with their recommendations. The bills prepared by it are ten in number which, if enacted into law, will promote a scientific solution of the difficult problems which now so vex organized society.

I trust I may be permitted to say a word of the commission. It is composed of busy men and busy women, appointed wholly without their solicitation, and acting entirely without compensation. At a very substantial sacrifice to themselves they have devoted the time and labor of a year in a notable service to the state, in a cause that instantly appeals to the heart of humanity. The several measures devised by them deal with fundamentals underlying transcendent issues affecting the health, the happiness and the safety of the citizens of the commonwealth, and since they contemplate an interlocked, interdependent, minimum program, I suggest the propriety of a special joint committee of the two houses to examine the matter in its entirety. There is no subject which may engage your deliberations more vital or carrying a deeper appeal to humane impulses than the proposals of the Child Welfare Commission. I earnestly urge the careful study of its report, not only by the legislature but the people of the state generally, and I strongly recommend the legislation it has fashioned for your favorable action.

STATE PARKS

The park movement initiated by the 37th General Assembly, and subsequently indorsed by each legislature following, merits the cordial encouragement of the state. The present conservation law provides for the acquisition of areas for historic, scientific and recreational purposes. Under this authorization thirty-six parks have been created, visited in 1924 by more than 700,000 people, and 1,250,000 men, women and children enjoyed our wondrous lakes during the same period. What does this signify to Iowa? Undoubtedly a better citizenship, with a keener appreciation of the unrivalled glories of the imperial state. The Hawkeye commonwealth, now the setting for fertile farms and thrifty cities, was once an immense park from river to river. Since we are essentially a rural community, the recreation areas selected should be widely scattered and of limited acreage, so that many sites may be obtained, all available to the general public. Some part of the streams, the lakes, the woodland and prairie, beautiful and inspiring in their original aspect, should be preserved for the benefit of ourselves and our posterity. It is gratifying to observe the universal interest manifested in the ac-

tivities of the park commission. Our citizens have devoted liberally of their time and money to cooperate with the state, recognizing the project as a complement to the home, the church, the school and the library, as the best support of our American institutions. It is my fervent hope that Iowa may reach the day when every county within its borders shall have, under public supervision, a suitable reservation of lake front, forest, valley or upland to which the weary sojourner may repair to commune with nature and to invite his soul.

WILD LIFE AND FISH REFUGE

The 68th Congress enacted a law to create the "Upper Mississippi River Wild Life and Fish Refuge," and authorizing the Secretary of Agriculture of the United States to obtain by purchase, gift or lease such areas of land or land and water subject to overflow between Rock Island, Illinois, and Wabasha, Minnesota, as are necessary for the establishment of a refuge for the breeding of migratory birds, fish, fur-bearing animals and other aquatic life. It is further stipulated that no reservation shall be acquired unless the state affected shall signify its coalescence. Sections 2, 3 and 4 of the act are appended hereto as Exhibit A. The territory in question is of almost negligible value for the cultivation of agricultural products, but it is of supreme importance as a suitable reserve for the propagation of fish, the protection of wild life, and the conservation of the resources of the country. It is obvious that before the purpose of the congress can be effectuated, the acquiescence of the several states bordering upon the proposed reservation must be secured by a resolution of consent thereto, adopted by their respective General Assemblies. I submit the matter for your earnest consideration, therefor, with the hope that it may be acted upon favorably without delay.

DECLARATORY JUDGMENTS

I invite your serious attention to a reform in judicial procedure, adopted in many of the states of the union, whereby the jurisdiction of the courts is enlarged and extended to authorize the rendition of declaratory judgments in proper cases. The object of our law is, of course, to establish, preserve and protect the members of organized society in their persons and in their property. Courts are instituted to vindicate rights invaded and to redress wrongs inflicted, but under our system no litigant may invoke the decision of a court until damage is actually sustained. A right may be disputed, but a wrong must have occurred before the tribunals of justice can be appealed to for a declaration of the right or for a denunciation of the wrong. A difference may arise upon the construction of a simple written instrument. The party of the first part retains a lawyer and receives reassuring advice. The party of the second part consults another lawyer, and receives directly opposite advice. The lawyers are of equal eminence and each may be amply sustained by authority which is often conflicting and irreconcilable. The clients are honest men, anxious to avoid a controversy, each relying upon the opinion of his counsel. In the very nature of the situation both were not correctly advised, and pos-

sibly neither was. A legal battle is thus precipitated between the contending parties, the one to maintain his right and to magnify the injury resulting from the breach of it, the other to dispute that any existing right has been trespassed and to minimize the injury which may be alleged. Everybody understands the incidents of a contested lawsuit—I had intimate observation of them for nearly thirty years—charges and counter-charges, crimination and re-crimination, acrimony and protracted delay until the patience of all is exhausted. Would not the courts be more serviceable to the people if they were authorized to adjudicate the issue in advance by a judicial announcement of the rights of the parties before there is actual breach committed by one party and sustained loss suffered by the other? Every case in which the proposed remedy is sought to be invoked would thus be transmuted into a friendly suit. In the present circumstances parties are reluctant to resort to the courts because they recoil from entering upon a state of avowed war; but if the court could be translated into a diplomatic rather than a belligerent agency, less hesitancy would be experienced by those interested, and their relations would be subjected to less severe strain. To sue is to fight, and fights often degenerate into endless feuds. As suggested by a prominent law-writer connected with the University of Michigan, and repeatedly announced by many tribunals:

“There is no doubt that the personal animosities developed by litigation are serious drawbacks to the usefulness of courts. * * * But to ask the courts merely to say whether you have certain contract right against the defendant is a very different thing from demanding damages against him. When you ask for a declaration of right only, you treat him as a gentleman; when you ask coercive relief, you treat him as a wrong doer. * * * These considerations alone are enough to recommend the practice in any country where respect for the rights of others is considered a virtue.”

By this reform the citizen is afforded relief from the uncertainty and the insecurity attendant upon legal controversies without being required so to invade the asserted rights of another as to warrant action therefor. The order entered would operate as *res adjudicata* and would be binding upon the parties precisely as any other judgment. The psychological effect of such a declaration would in a vast majority of cases obviate further litigation, but in the event it became necessary to do so, enforceable judgment or decree could be afterwards obtained.

As heretofore suggested the procedure I have indicated has been vindicated by experience in England, Scotland, Germany and Spain, and in a dozen of the more forward-looking American states. It would undoubtedly develop the enormous possibilities of preventive relief by informing parties definitely of their contract obligations and of their legal rights, without the necessity of resorting to extended and extensive litigation. The American Bar Association has devoted prolonged study to the subject, and I venture to present herewith, as Exhibit B of this message a uniform statute it has formulated embodying the provisions which, it is believed, fully represent the legislation necessary to be enacted to enable the courts of the state to render the important service I have indicated. I commend the whole proposition to your thorough and painstaking examination.

AMENDMENT TO THE CONSTITUTION

I transmit herewith to the General Assembly, as Exhibit C of this message, the certified copy of a joint resolution adopted by the 68th Congress of the United States at its first session, submitting an amendment to the Constitution empowering the Congress to limit, regulate and prohibit the labor of persons under eighteen years of age. The joint resolution is duly authenticated by the Great Seal of the United States and its certification is executed by the Honorable Charles E. Hughes, Secretary of State. It is hereby delivered to the General Assembly for such disposition as it may deem expedient, with the request that it be entered in full upon the records of the Senate and House respectively, and that after it shall have been acted upon, due notice of such action be transmitted to the Secretary of State at Washington, and the resolution itself be deposited with the Secretary of State of the state of Iowa.

There is some division of opinion concerning the merits of the proposed amendment, but I am persuaded that such sentiment as has been aroused against it is manufactured rather than spontaneous. It has been denounced in inspired propaganda as revolutionary and socialistic, but the same arguments were reiterated with tedious energy against the amendment legalizing a tax on incomes and the direct election of United States Senators. This is a familiar objection interposed against all enlightened reforms by the cupidity and avarice which sanctifies money at the sacrifice of men in the affairs of the world. I deem it within the legitimate prerogative of the executive to indicate his convictions respecting a subject of such paramount concern. It may be suggested, if it be esteemed of any importance, that the vote to submit the measure for the action of the General Assemblies of the respective states was almost unanimous in the Senate and House at Washington, and remarked, if it be regarded of any consequence, that in the recent campaign it was approved in the platforms of all political parties, and indorsed in the utterance of all presidential candidates. In brief, the amendment if adopted will enable Congress to legislate with relation to the labor of persons of immature age—a function which the Supreme Court has repeatedly decided is not now permissible to the law-making body of the United States. The power sought to be conferred upon Congress is no different either in nature or extent from that at present possessed by the legislatures of the states themselves. Many states, among them our own, have exercised it. It is not conceivable that, if granted the authority, Congress will ever enact a statute disturbing the salutary conditions which prevail in Iowa. This state has amply protected its children by restrictions as to their employment age, and as to the character of the occupations in which they may engage. Some states, however, notably those in the extreme south, have declined to measure the interests of humanity against the accumulation of money, and have refused to establish any limitations upon the sordid greed of the unscrupulous employer. From early morning until late evening, without holidays for recreation, little people of tender years—the pride of the present and the hope of the future—are sentenced to slavish labor which stunts the body, starves the mind and stifles the soul. In those localities the result

has been the sweat-shop exploitation of child life, with the illiteracy, ignorance and disease which invariably accompany such abuses. It is to correct such a deplorable situation as this, and to conserve the health, promote the happiness, and assure the education of the nation's youth, that this amendment to the constitution is demanded by the philanthropic impulse of the age. Its provisions are deemed essential by those whose solicitude for the welfare of the child is most enlightened and unselfish, and I cannot believe they will be denied indorsement in progressive Iowa.

HIGHWAYS

The road problem as it is acute today is of paramount importance to the welfare of the state, and for its solution your patient and serious consideration is demanded. The system of primary highways in Iowa was designated by the highway commission after consultation with the supervisors in the respective counties, under authority conferred by the 37th and 38th General Assemblies. As I suggested to your predecessor, the National Department of Agriculture insists that our legislation as respects federal aid projects is in conflict with the law enacted by Congress, and that unless such conflict is removed, contribution by the government will be suspended. It is urged that we are out of harmony in two particulars:

(1) The Federal law provides that the State Highway Department shall determine the character of surfacing, while the state law reposes such power in the supervisors.

(2) The federal law locates the maintenance of roads with the State Highway Department, while the state law devolves such maintenance upon the supervisors.

The whole policy of federal aid is repugnant as destroying the theory of self-government but if it is to be continued, there is no alternative except to modify our law to correlate with the law of Congress. All the correspondence on the subject was delivered to the 40th General Assembly, but that body in its discretion omitted action upon it.

Our primary roadway consists of 6,660 miles, connecting all county seats and principal market centers, and it has been treated during the past biennium as follows:

By paving.....	198 miles
By graveling.....	796 miles
By grading, draining and bridging.....	1279 miles

The present condition of the entire system as revealed by the report of the Highway Commission is:

Miles paved.....	516
Miles gravelled.....	2240
Miles graded, drained and bridged.....	1911
Miles ungraded.....	1993

Practically two-fifths of our primary roads are now graded or paved, affording arteries of travel from the capital city to forty-four county seats. All grading, draining, bridging, gravelling or paving must origi-

nate with the supervisors, as the commission has no power of initiation in regard thereto. The work has proceeded as rapidly, perhaps, as our finances would warrant, and it is the opinion of the chief engineer that if the present program were prosecuted without intermission all the primary road could be graded, drained and bridged in something more than four years. But he writes me:

"The present rate of progress cannot be maintained unless additional revenue is provided. * * * On November 30, 1920, the primary road fund had a net unobligated balance * * * of \$9,000,000. On October 1, 1924, the net indebtedness against the primary road fund, in excess of remaining balances, amounted to \$9,000,000. * * * The construction work which has been accomplished during these four years * * * must be curtailed to approximately one-third the rate during the past four years if additional funds are not provided."

I have undertaken foregoing to furnish the exact status of our primary highway betterment, so that the situation may be thoroughly understood and fearlessly confronted. The secondary roads of the state are of extreme importance to the local communities constantly using them, and they should be carried forward concurrently with the primary system.

Everybody deplors that for a portion of each year the public roads in Iowa are a disparagement to the state, and there is universal agreement that they must be brought to a travelability corresponding with that of our sister commonwealths. The difficulty has been and is to provide the funds for the defrayal of such improvement without unduly burdening the taxpayers already oppressed by existing levies. I am not unaware that many states have adopted what is denominated as a tax on the privilege of occupying the highways, rated at so much per gallon on the oil used for the propulsion of motor vehicles on the roads. This expedient, however disguised, cannot be differentiated from a sales tax on gasoline, and is to be justified only as a similar tax on any other necessity of life can be justified. A proposition will be introduced, as I am informed, to submit to popular vote the issuance of bonds of long deferred maturity, the money realized therefrom to be devoted to the comprehensive improvement of the highways of the state. One outstanding merit of this plan is that it offers those who must "pay the freight" the opportunity to say openly and directly whether or not the obligation contemplated shall be incurred for the purpose defined. This procedure is in perfect harmony with the cardinal principles which underlie republican institutions. We must not abandon the old-fashioned notion that the people may be safely trusted. The proposition will survive, and it ought to survive, if a majority approves it; it will fail, and it ought to fail, if a majority condemns it. If there are those who favor a gasoline tax enacted by the General Assembly without any mandate whatever but who yet oppose a referendum of the bond question to the people themselves who are competent to determine it, there is difficulty in understanding the intellectual processes by which they arrive at such an anomalous conclusion. I do not arrogate to myself a further discussion of the subject than to remind you that ours is still a democratic government exercising

power with the consent of the governed, and that in this matter that consent, or its refusal, can be ascertained only by the action of the electorate freely expressed.

EDUCATION

The educational interest of the state is of importance infinitely beyond any other which may engross the attention of the General Assembly. The Superintendent of Public Instruction reports that our school children represent 29 per cent of our total population and that at a fabulous cost per annum about 84 per cent of them are enrolled in some institution of learning supported by the taxpayers. The problem they present in its reaction upon the future well-being of the commonwealth cannot be over-emphasized. The gallant boys and gentle girls immersed in their books today will, in the next generation, arbitrate the destinies of the civilized world. How impressive and unescapable is our duty then to provide abundantly and intelligently for their intellectual cultivation, their moral discipline, and their spiritual arousal in the formative period of their lives. We are proud of the public schools of Iowa, and we rejoice exceedingly at the gratifying results which they manifest annually at the conclusion of each recurring year. Approximately one-half of every tax dollar collected in the state is applied to the overhead of the school system. This is a tremendous expenditure in the aggregate, but however bitterly people may complain of the burdens of taxation, nobody would advocate any curtailment of the amount prudently disbursed for education. The rural school, the grade school, the high school—all available to the common people—must be adequately maintained. After them, the three great centers of classic erudition must be financed at their present level of unchallenged excellence. Each of them is sorely distressed by the pressing need of additional dormitories and cafeterias suitably to house and feed the marvellous increase in student membership, and a policy must be conformed to which shall relieve the congestion which now embarrasses these institutions. I believe the state may profitably and properly hypothecate its credit for the installation of the accommodations necessary, upon such judicious terms as to extinguish any indebtedness that may be contracted therefor out of the rents and profits accruing from the occupancy and use of the improvements.

No appreciation that I could formulate would overstate the singular efficiency of the Training College for Teachers at Cedar Falls, nor over-estimate the invaluable service it has rendered the state. It is indeed the lengthened shadow of one man—its venerable president who has consecrated his adult life to its development. The school of agriculture and mechanic arts at Ames is preeminent in its exclusive field. It is furnishing the young men and young women of the state with thorough preparation in the primary qualification of American citizenship; breadwinning and housekeeping and homemaking. A beautiful library costing in the neighborhood of half a million dollars has but lately been completed upon the campus and a commodious new Physics building has kept it company. A New England farmer recently asked if we had an agricultural college in Iowa. His friend was most happy to intimate to the

benighted inquirer that we have THE agricultural college in Iowa. The university at Iowa City is advancing with unparalleled rapidity to surpass all competitors. I cannot forbear mention of one conspicuous incident of its progress during the biennium. The Fortieth General Assembly assigned the sum of \$2,225,000 in five annual installments for the completion and equipment of the hospital and plant of its College of Medicine, the appropriation being contingent upon the granting of an equal sum by the General Education Board and the Rockefeller Foundation. The conditions imposed by the Legislature have been fully complied with by all the parties concerned, and we have embarked upon the erection of the greatest medical college on the western hemisphere. The wise discrimination exercised by the board, the lofty philanthropy embodied in the Foundation, and the intelligent generosity displayed by the state, all united to render assured this incomparable accession. While the medical college located at the institution is already famous everywhere, its service and usefulness will be multiplied immeasurably by the increased equipment, the enlarged faculty, and the expanded opportunity made available by this magnificent benevolence. So long as the art of healing is practised, men and women shall be perfected there in the exalted function of relieving pain, reducing injury, restoring health and prolonging life. In offering to the ages which are to follow the inestimable benefits of this humanitarian enterprise, there is introduced a new epoch in the history of medicine, in the science of surgery, in the hospitalization of the afflicted. No propriety is violated, I trust, when I account the consummation of this sublime project as the one enduring achievement which may entitle the retiring administration to the permanent and approving remembrance of mankind.

CONCLUSION

My poverty of speech is never so painfully embarrassing as when I attempt to acknowledge the gratitude which overflows my heart toward the generous people of Iowa for the distinguished honors they have repeatedly bestowed upon me. In retiring now from public station into private citizenship I may be permitted to say in retrospect, that I have endeavored earnestly to justify, insofar as I imperfectly could, the continued confidence they have reposed in me. Four years ago in assuming official duties I pledged that in their discharge I would say always that which I believed to be true, and do always that which I believed to be right:

"Seeking no darkness,
Sophisticating no truth,
Bending to no fear."

Some other and not I must answer whether the subsequent record has redeemed the antecedent resolution. I venture to hope that in the impartial appraisal of history

"Amid much fault some little good"

may be discovered. I am glad to relinquish the functions of the Governorship to the eminent lawyer and statesman who has been selected as my successor. I invoke for him the same kindly consideration, the same friendly tolerance, the same indulgent judgment which always have been extended to me.

Gentlemen of the General Assembly, your legislation will help or hinder all the mighty multitude of whom you are the responsible representatives. I leave you finally in the profound conviction that you will act wisely for the welfare of our beloved state. Imperial Commonwealth of Iowa! May you go forward forever throughout the countless cycles of your shining career, surmounting one obstacle after another in the pathway of your exalted destiny, until the strength, intelligence and righteousness of your noble people shall be a blessing and a benediction upon all mankind!

N. E. KENDALL.

Exhibit A

WILD LIFE AND FISH REFUGE

(Excerpt from Act of Congress)

Sec. 2. "The Secretary of Agriculture is authorized and directed to acquire by purchase, gift, or lease, such areas of land, or of land and water, situated between Rock Island, Illinois, and Wabasha, Minnesota, on either side of or upon islands in the Mississippi River which are subject to overflow by such river and which are not used for agricultural purposes, as he determines suitable for the purposes of this Act."

Sec. 3. "Any such area, when acquired in accordance with the provisions of this Act, shall become a part of the Upper Mississippi River Wild Life and Fish Refuge. The refuge shall be established and maintained (a) as a refuge and breeding place for migratory birds included in the terms of the convention between the United States and Great Britain for the protection of migratory birds, concluded August 16, 1916, and (b) to such extent as the Secretary of Agriculture may by regulations prescribe, as a refuge and breeding place for other wild birds, game animals, fur-bearing animals, and for the conservation of wild flowers and aquatic plants, and (c) to such extent as the Secretary of Commerce may by regulations prescribe as a refuge and breeding place for fish and other aquatic animal life."

Sec. 4. "(a) No such area shall be acquired by the Secretary of Agriculture until the legislature of each state in which is situated any part of the areas to be acquired under this Act has consented to the acquisition of such part by the United States for the purposes of this Act, and, except in the case of a lease, no payment shall be made by the United States for any such area until title thereto is satisfactory to the Attorney General and is vested in the United States."

Exhibit B

DECLARATORY JUDGMENTS ACT

"Section 1. Courts of record within their respective jurisdiction shall have power to declare rights, status, and other legal relations whether or not further relief is or could be claimed. No action or proceeding shall be open to objection on the ground that a declaratory judgment or decree is prayed for. The declaration may be either affirmative or negative in form and effect; and such declarations shall have the force and effect of a final judgment or decree.

Sec. 2. Any person interested under a deed, will, written contract or other writings constituting a contract, or whose rights, status or other legal relations are affected by a statute, municipal ordinance, contract or franchise, may have determined any question of construction or validity arising under the instrument, statute, ordinance, contract, or franchise and obtain a declaration of rights, status or other legal relations thereunder.

Sec. 3. A contract may be construed either before or after there has been a breach thereof.

Sec. 4. Any person interested as or through an executor, administrator, trustee, guardian or other fiduciary, creditor, devisee, legatee, heir, next of kin, or cestui que trust, in the administration of a trust, or of the estate of a decedent, an infant, lunatic, or insolvent, may have a declaration of rights or legal relations in respect thereto: (a) To ascertain any class of creditors, devisees, legatees, heirs, next of kin or others; or (b) To direct the executors, administrators, or trustees to do or abstain from doing any particular act in their fiduciary capacity; or (c) To determine any question arising in the administration of the estate or trust, including questions of construction of wills and other writings.

Sec. 5. The enumeration in Section 2, 3 and 4 does not limit or restrict the exercises of the general powers conferred in Section 1, in any proceeding where declaratory relief is sought, in which a judgment or decree will terminate the controversy or remove an uncertainty.

Sec. 6. The court may refuse to render or enter a declaratory judgment or decree where such judgment or decree, if rendered or entered, would not terminate the uncertainty or controversy giving rise to the proceeding.

Sec. 7. All orders, judgments and decrees under this act may be reviewed as other orders, judgments and decrees.

Sec. 8. Further relief based on a declaratory judgment or decree may be granted whenever necessary or proper. The application therefor shall be by petition to a court having jurisdiction to grant the relief. If the application be deemed sufficient, the court shall, on reasonable notice, require any adverse party whose rights have been adjudicated by the

declaratory judgment or decree, to show cause why further relief should not be granted forthwith.

Sec. 9. When a proceeding under this Act involves the determination of an issue of fact, such issue may be tried and determined in the same manner as issues of fact are tried and determined in other civil actions in the court in which the proceeding is pending.

Sec. 10. In any proceeding under this act the court may make such award of costs as may seem equitable and just.

Sec. 11. When declaratory relief is sought, all persons shall be made parties who have or claim any interest which would be affected by the declaration, and no declaration shall prejudice the rights of persons not parties to the proceeding. In any proceeding which involves the validity of a municipal ordinance or franchise, such municipality shall be made a party, and shall be entitled to be heard, and if the statute, ordinance or franchise is alleged to be unconstitutional, the Attorney General of the state shall also be served with a copy of the proceeding and be entitled to be heard.

Sec. 12. This act is declared to be remedial; its purpose is to settle and to afford relief from uncertainty and insecurity with respect to rights, status and other legal relations; and is to be liberally construed and administered.

Sec. 13. The word 'person' wherever used in this Act, shall be construed to mean any person, partnership, joint stock company, unincorporated association, or society, or municipal or other corporation of any character whatsoever.

Sec. 14. The several sections and provisions of this Act except Sections 1 and 2, are hereby declared independent and severable, and the validity, if any, of any part or feature thereof shall not affect or render the remainder of the act invalid or inoperative."

Exhibit C

RESOLUTION PROPOSING AMENDMENT TO CONSTITUTION

No. 2728

UNITED STATES OF AMERICA

Department of State

TO ALL 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, CHARLES E. HUGHES, 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, this sixth day of June, 1924.

(SEAL)

CHARLES E. HUGHES,
Secretary of State.

By EDWIN C. WILSON,
Acting Chief Clerk.

H. J. Res. 184

SIXTY-EIGHTH CONGRESS OF THE UNITED STATES OF
AMERICA; AT THE FIRST SESSION

Begun and held at the City of Washington on Monday, the third day of
December, one thousand nine hundred and twenty-three.

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 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 is 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.”

F. H. GILLETT,
Speaker of the House of Representatives.

ALBERT B. CUMMINS,
President pro tempore of the Senate.

I certify that this Joint Resolution originated in the House of Representatives.

WM. TYLER PAGE,
Clerk.

CANVASS OF VOTES

The President announced that the time had arrived for the canvass of the votes cast for the offices of Governor and Lieutenant-Governor at the general election held on November 4, 1924, and announced as teller on the part of the Senate, Senator Perkins of Sac, and as assistant tellers, Senators Gunderson of Winnebago and Schmedika of Hardin.

Speaker Edson announced as teller on the part of the House, Representative Forsling of Woodbury, and as assistant tellers, Representatives Miller of Shelby and Stepanek of Linn.

The President further announced that in accordance with statute, Tellers Perkins of Sac and Forsling of Woodbury would constitute the judges of said canvass.

Speaker Edson in the chair.

The Speaker then opened the returns in the presence of the joint convention, and the tellers proceeded to canvass the vote for Governor and Lieutenant-Governor of the State of Iowa, cast at the general election held on Tuesday, November 4, 1924.

Hill of Floyd moved that the joint session now recess until 1:45 p. m. Thursday.

Motion prevailed.

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

BUDGET BILL

A bill for an act to establish the General Fund for the State of Iowa for the biennium beginning July 1, 1925, and ending June 30, 1927, and to appropriate therefrom for all departments, and the various divisions thereof, of the State of Iowa, for all purposes provided for by law, for the said biennium, as transmitted to the Senate by the Governor, and the data accompanying said bill, was referred to the committee on appropriations, and the secretary was directed to deliver said bill and said data to the committee on appropriations when said committee has been appointed.

On motion of Senator Cessna, the Senate adjourned until 10 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 14, 1925.

The Senate met in regular session, President John Hammill presiding.

Prayer was offered by Rev. W. A. Shullenberger, pastor of the Central Christian church, of Des Moines.

On motion of Senator Brookhart, rule 33 was suspended for the day.

RESIGNATION OF JANITOR

W. T. Jones presented his resignation as janitor of the cloak room, which was accepted, effective January 13th.

REPORT OF JOINT COMMITTEE ON ADDITIONAL HELP

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

Your joint committee composed of Senators Shane (Chairman), Perkins and Cavanaugh, and Representatives Rankin (Chairman), Saunders and Hansen, appointed to consider applications and to nominate the extra help of the Forty-first General Assembly, begs leave to submit the following report and recommendations:

That the positions following be filled by the persons whose names appear opposite, at the compensation respectively set forth:

Assistant Secretary of Senate, W. W. Petersen, effective January 20th.....	\$ 7.00 per day
Assistant Enrolling Clerk for both Senate and House, Laura Schulze, to be effective Tuesday, January 20th	\$ 7.00 per day
Janitor, Stuart McMullen.....	100.00 per month
Janitor, C. W. Biggs.....	100.00 per month
Janitor, Mike Leinger	100.00 per month
Janitor, Woelf Grund	100.00 per month
Janitor, W. T. Wiley	100.00 per month
Janitor, P. L. Adams	100.00 per month
Janitor, B. F. Schreves	100.00 per month
Janitor, Ed Shope	100.00 per month

Messenger and mail carrier, Frank Blagburn	4.00 per day
Assistant Matron, Mrs. H. M. Morton	4.00 per day
Extra Fireman, Theodore Hunt	125.00 per month
Elevator Tender, E. D. Pickett	100.00 per month
Elevator Tender, J. W. Neff	100.00 per month
Cloakroom Janitor, Wm. Tomlin, effective January 14th	4.00 per day
Research Assistant, D. D. Staples	4.00 per day
Augusta Wellons, Stenographer, Library	4.00 per day
Page, Library, Fred Maurer	2.00 per day

Except as otherwise provided in this report, the compensation shall date from the convening of and continue during the session.

Upon the petition of the majority of the members of the Senate, we are recommending the following Civil War Veterans, as Assistant Doorkeepers:

Clark Wilson
John H. Mills
E. E. Moore
E. L. Stilson

The compensation of said Assistant Doorkeepers to be \$4.00 per day, effective January 14, 1925.

Respectfully submitted,

FRANK SHANE.

E. E. CAVANAUGH.

GEO. B. PERKINS.

On the part of the Senate.

JNO. M. RANKIN.

JOHN T. HANSEN.

WM. E. G. SAUNDERS.

On the part of the House.

Senator Shane moved the adoption of the report.

Senator Brookhart offered the following substitute for the report and moved its adoption:

That the positions following be filled by the persons whose names appear opposite, at the compensation respectively set forth:

Assistant Secretary of Senate, L. J. Cockshoot, effective January 20th	\$ 7.00 per day
Assistant Enrolling Clerk for both Senate and House, Laura Schulze, to be effective Tuesday, January 20th	7.00 per day
Janitor, Stuart McMullen	100.00 per month
Janitor, C. W. Biggs	100.00 per month
Janitor, Mike Leinger	100.00 per month
Janitor, Woelf Grund	100.00 per month
Janitor, W. T. Wiley	100.00 per month

Janitor, P. L. Adams	100.00 per month
Janitor, B. F. Schreves	100.00 per month
Janitor, Ed Shope	100.00 per month
Messenger and mail carrier, Frank Blagburn	4.00 per day
Assistant Matron, Mrs. H. M. Morton	4.00 per day
Extra Fireman, Theodore Hunt	125.00 per month
Elevator Tender, E. D. Pickett	100.00 per month
Elevator Tender, J. W. Neff	100.00 per month
Cloakroom Janitor, Wm. Tomlin, effective January 14th	4.00 per day
Research Assistant, D. D. Staples	4.00 per day
Augusta Wellons, Stenographer, Library	4.00 per day
Page, Library, Fred Maurer	2.00 per day

Except as otherwise provided in this report, the compensation shall date from the convening of and continue during the session.

Upon the petition of the majority of the members of the Senate, we are recommending the following Civil War Veterans, as Assistant Doorkeepers:

Clark Wilson
John H. Mills
E. E. Moore
E. L. Stilson

The compensation of said Assistant Doorkeepers to be \$4.00 per day, effective January 14, 1925.

On the question "Shall the substitution be made?" the vote was:

Ayes, 13.

Bowman	Cessna	Langfitt	Shinn
Brookhart	Fackler	Nelson	Skromme
Browne	Fulton	Romkey	White
Campbell			

Nays, 32.

Baird	Clearman	Johnston	Rigby
Benson	Dean	Kern	Roberts
Bergman	Dotts	McLeland	Shaff
Breakenridge	Ellis	Mills	Shane
Brookins	Gilchrist	Perkins	Slemmons
Buser	Goodwin	Ramsey	Snook
Cavanaugh	Hartman	Reed	Stanley
Clark	Horchem	Rees	Stoddard

Absent or not voting, 5.

Darting	Haskell	Kimberly	Schmedika
Gunderson			

The substitute was lost.

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

Ayes, 43.

Baird	Clark	Horchem	Roberts
Benson	Clearman	Johnston	Romkey
Bergman	Dean	Kern	Schmedika
Bowman	Dotts	Langfitt	Shaff
Breakenridge	Ellis	Mills	Shane
Brookhart	Fackler	Nelson	Skromme
Brookins	Fulton	Perkins	Slemmons
Browne	Gilchrist	Ramsey	Snook
Campbell	Goodwin	Reed	Stanley
Cavanaugh	Gunderson	Rees	Stoddard
Cessna	Hartman	Rigby	

Nays, none.

Absent or not voting, 7.

Buser	Haskell	McLeland	White
Darting	Kimberly	Shinn	

The report was adopted.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File No. 1, a bill for an act making an appropriation to pay the traveling expenses of the Superintendent of Public Instruction and the Deputy Superintendent.

Also: That the House has adopted the report of the committee on inaugural ceremonies.

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

Senate Concurrent Resolution No. 2, providing that when adjournment is had on Thursday afternoon, January 15th, it be to reconvene on Tuesday afternoon, January 20th at 1:30 p. m.

A. C. GUSTAFSON, *Chief Clerk.*

COMMITTEE APPOINTED

The President appointed as members of a joint committee to take up with the Executive Council the rooming situation in the Capitol Building, Senators Cessna, Gilchrist, Breakenridge, Baird, Slemmons and McLeland.

REPORT OF COMMITTEE ON MILEAGE

Senator Brookins offered the following report and moved its adoption:

MR. PRESIDENT: Your Committee on Mileage begs to submit the following report:

Senator	Miles	Amt.	Senator	Miles	Amt.
Lt. Gov. Hammill.....	166	\$16.60	Haskell	142	14.20
Lt. Gov. Kimball.....	142	14.20	Horchem	204	20.40
Baird	142	14.20	Johnston	102	10.20
Benson	320	32.00	Kern	10	1.00
Bergman	35	3.50	Kimberly	175	17.50
Bowman	106	10.60	Langfitt	112	11.20
Breakenridge	190	19.00	McLeland	59	5.90
Brookhart	117	11.70	Mills	31	3.10
Brookins	155	15.50	Nelson	81	8.10
Browne	202	20.20	Perkins	115	11.50
Buser	156	15.60	Ramsey	145	14.50
Campbell	162	16.20	Reed	215	21.50
Cavanaugh	86	8.60	Rees	182	18.20
Cessna	56	5.60	Rigby	175	17.50
Clark	35	3.50	Roberts	123	12.30
Clearman	100	10.00	Romkey	168	16.80
Darting	161	16.10	Schmedika	64	6.40
Dean	121	12.10	Shaff	235	23.50
Dotts	75	7.50	Shane	91	9.10
Ellis	100	10.00	Shinn	166	16.60
Fackler	103	10.30	Skromme	57	5.70
Fulton	117	11.70	Slemmons	141	14.10
Gilchrist	120	12.00	Snook	200	20.00
Goodwin	5	.50	Stanley	62	6.20
Gunderson	155	15.50	Stoddard	214	21.40
Hartman	242	24.20	White	123	12.30

A. T. BROOKINS, *Chairman*,
W. J. BREAKENRIDGE,
C. A. BENSON.

The report was adopted.

On motion of Senator Bowman, the Senate went into executive session.

EXECUTIVE SESSION

On roll call the Senate refused to confirm the appointment of Hon. Merritt Greene as a member of the State Board of Education for the term ending June 30, 1925.

The Senate arose from executive session and resumed regular session.

On motion of Senator Shane, the Senate adjourned until 1:00 p. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 15, 1925.

The Senate met in regular session, President pro tempore Ed H. Campbell presiding.

Prayer was offered by Rev. J. E. Wolfe, pastor of the Greenwood Congregational church of Des Moines.

On motion of Senator Brookhart, rule 33 was suspended for the day.

INTRODUCTION OF BILLS

Senate File No. 3, by Senator Brookhart, a bill for an act to amend section twelve thousand seven hundred nineteen (12,719) of the Code, 1924, relating to priority of claims in receiverships.

Read first and second times.

Senate File No. 4, by Senator Fulton, a bill for an act to amend section seventy-three hundred eight (7308), Code, 1924, relating to exemptions from inheritance tax.

Read first and second times.

Senate File No. 5, by Senator Gilchrist, a bill for an act to amend section forty-two hundred twenty-two (4222), Code, 1924, relating to the time when the secretary and treasurer of school districts shall qualify.

Read first and second times.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File No. 1, a bill for an act authorizing the executive council

to rent suitable office space for the use of the State Government and providing an appropriation therefor.

A. C. GUSTAFSON, *Chief Clerk*.

Senator Horchem presented the following communication and asked that it be read:

GOVERNOR KENDALL

When Nathan E. Kendall retires, Iowa will have lost the leadership of a man whose leadership she can ill afford to lose. Mr. Kendall was a Governor to whom other states might look in their search for a pattern.

One of the salient qualities of his administration was its sanity of outlook. Nate Kendall was interested in the General Welfare, yet he never forgot the individual. He knew where to draw a line between measures whose passage meant future good at a fair price, and those whose passage entailed too great a public sacrifice. To do this in the face of popular clamour, is a splendid but not an easy thing. All popular measures are not wise ones. All propositions which are apparently not popular, are not bad. All wise measures are not immediately feasible. In judging between them, Nate Kendall knew the difference between investing wisely at a sane percent, and spending extravagantly for small returns.

His speeches were models of state papers; sound, conservative, yet not petrified in conservatism; far-seeing, yet not lost in visions. As an orator, smooth, sometimes rhetorical. He spoke to the point, sometimes flowery, but not in generalities, and by so doing, he won and retained the confidence of his people.

As a man he was all that his record as a statesman would lead one to expect. Honest, kindly, firm but generous; he kept his personality by being one of the most unassuming of men. He was once asked "How his wife helped him?" No man has ever paid a higher compliment to any woman than Governor Kendall paid to Mrs. Kendall in his answer. It is a gem. Everyone should read it.

There remains, then, only for the people of the state to extend to Governor Kendall their profoundest thanks for the services he has untiringly given them throughout his administration. For those who were associated with him in his official capacity, the loss is even a more personal one. They will miss the "knowledge that comes, and the wisdom that lingers" for he guided the State so ably through many difficult times. They will miss the genial personality that infused into official routine a friendliness as unusual as it was welcome. For Governor Kendall, his friends and co-workers cannot say too much in recognition of the tireless and efficient statesman, the sane and friendly man.

On motion of Senator Brookhart the communication was ordered printed in the Journal.

COMMITTEE FROM THE HOUSE

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

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

JOINT CONVENTION

January 15, 1925.

The joint session reconvened, Hon. Ed H. Campbell, 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 15, 1925.

MR. PRESIDENT AND GENTLEMEN OF THE JOINT CONVENTION: Your tellers, appointed by the President of the Senate and Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor, at the election held November 4, 1924, beg leave to make the following report of the total vote cast for Governor:

John Hammill	604,765
J. C. Murtagh	227,333
W. J. Burbank	1
P. Murtagh	1
Luther Bubon	2
Scattering	2

And the total vote cast for Lieutenant Governor, at the election held November 4, 1924:

Clem F. Kimball	585,262
L. W. Housel	212,969
Scattering	2

All of which is most respectfully submitted.

GEO. B. PERKINS,
L. B. FORSLING,
Judges.

W. SCHMEDIKA,
O. E. GUNDERSON,
W. H. STEPANEK,
GEO. E. MILLER,
Tellers.

On motion of Senator Perkins the report was adopted.

President pro tempore Ed H. Campbell of the joint convention announced that John Hammill, having received the highest number of votes cast for Governor, was duly elected to the office of Governor of the state of Iowa for the ensuing term, or until his successor is duly elected and qualified, and that Clem F. Kimball was duly elected to the office of Lieutenant-Governor for the ensuing term, or until his successor is duly elected and qualified.

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

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 15, 1925.

This is to certify that upon a canvass in joint convention of the two Houses of the Forty-first General Assembly of the State of Iowa of all the votes cast at the general election held November 4, 1924, for the office of Governor of the State of Iowa, it appeared that John Hammill received the highest number of all votes cast for any candidate at said election for said office, and was thereupon declared duly elected to said office for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this 15th day of January, A. D. 1925.

ED H. CAMPBELL,
*President pro tempore of the Senate and
President of the Joint Convention.*

W. C. EDSON,
Speaker of the House.

GEO. B. PERKINS,
Teller of the Senate.

L. B. FORSLING,
Teller of the House.

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

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 15, 1925.

This is to certify that upon a canvass in joint convention of the two Houses of the Forty-first General Assembly of the State of Iowa of all

the votes cast at the general election held November 4, 1924, for the office of Lieutenant Governor of the State of Iowa, it appeared that Clem F. Kimball received the highest number of all votes cast for any candidate at said election for said office, and was thereupon declared duly elected to said office for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this 15th day of January, A. D. 1925.

ED H. CAMPBELL,

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

W. C. EDSON,

Speaker of the House.

GEO. B. PERKINS,

Teller of the Senate.

L. B. FORSLING,

Teller of the House.

A. C. GUSTAFSON,

Clerk of the House and Clerk of the Joint Convention.

President pro tempore Campbell then directed the abstract of votes and certificates of election to be filed with the secretary of state.

Senator Shinn of Harrison moved that a committee of five be appointed to notify Governor-elect John Hammill and Lieutenant-Governor-elect Clem F. Kimball of the official result of the canvass of the votes.

Motion prevailed and President pro tempore Campbell named as such committee, Senators Shinn of Harrison and Johnston of Franklin and Representatives Hanson of Hancock, Grimwood of Jones and Hubbard of Pottawattamie.

Senator Shinn, chairman of the joint committee appointed to notify Hon. John Hammill and Hon. Clem F. Kimball 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 session to inform the Honorable John Hammill and Honorable Clem F. Kimball 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.

A. J. SHINN.
C. F. JOHNSTON.
F. M. HANSON.
WILBER F. HUBBARD.
E. A. GRIMWOOD.

Report adopted.

The sergeant-at-arms announced the arrival of Governor-elect John Hammill and Lieutenant-Governor-elect Clem F. Kimball, accompanied by Governor Kendall and his staff.

Governor-elect Hammill, Lieutenant-Governor-elect Kimball and Governor Kendall were escorted to the Speaker's station.

Invocation was delivered by the Rev. Herbert Scott.

The oath of office was administered to Lieutenant-Governor-elect Clem F. Kimball by the Hon. F. F. Faville, chief justice of the Supreme Court.

Lieutenant-Governor Clem F. Kimball, President of the Senate, presiding.

The oath of office was administered to Governor-elect John Hammill by the Hon. F. F. Faville, chief justice of the Supreme Court.

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

GOVERNOR'S INAUGURAL ADDRESS

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

In taking this most solemn obligation required by our constitution and laws preparatory to assuming the duties of the office to which the suffrage of a great commonwealth has called me, I do so with a deep appreciation of the great responsibility imposed. The people of Iowa have been kind and generous and I desire to express to them my sincere thanks for the high honor they have conferred upon me. It is my desire to conduct the Governor's office and the management of the State's business in a manner that will secure the best possible results for the people of our state. In order that this hope may be realized, it is my purpose to counsel with those who manifest an interest in public affairs and who have the welfare of the state at heart. I expect to seek, and secure if possible, the benefit of the knowledge, training and experience of those who are expert in the various departments of our state government and who are well versed in every activity in which the state is interested. I shall look to the Divine Master for guidance and I earnestly request the cooperation of all to the end that I may succeed in giving an administration that will result in great good to our citizens and in the advancing of the many interests of our state.

The Representative stands to act for those who elect him. The people have chosen you to represent them in this Legislative Assembly, with a stern mandate that your best efforts and energy and thought shall be concentrated, devoted and dedicated to the common good. Having been privileged to occupy a seat in the General Assembly, I appreciate the important position of the Legislator. May your deliberations here be pleasant and profitable; may real good come as a result of your labors and may the deepest mutual confidence exist between the Legislature and the Executive Department. May all our relationships be open, frank and sincere. The true Executive will carry into effect the laws he finds upon the statute books. The people of the state have entrusted you with supreme authority and sovereign power to determine the character of our laws which vitally affect their welfare. The responsibility is grave, sacred and solemn and in the exercise of that privilege you should bring to bear on all of your acts and deliberations, a vision unclouded by selfishness and improper motive. Others may suggest, but you alone can act. That action should be prompted by unselfishness and a courageous desire to render service. A reverent dedication of your best self and effort to the work at hand will result in acts reflecting credit on yourself and conferring benefit on the commonwealth.

It is a matter worthy of note that our industrial and financial skies are brightening after the disastrous economic effects of a great war. It has been a period which has tried men's souls. The shrinkage of property values, and the depression of agricultural prices have swept away in many instances the accumulated savings of a lifetime. Financial problems involving the deepest concern and gravest consequences have pressed heavily upon the people and have cast a shadow of fear and deep anxiety upon the majority of homes in Iowa. Because these problems have been

everywhere present throughout America, there has developed a deep unrest in society, and in this condition of depressed hopes, disheartenment and discouragement, the people are appealing for some kind of help and relief. They are not quite sure that government can bring the relief desired but they are demanding that all governmental agencies shall render every possible help, and by all means shall make as light as possible the burdens of taxation.

I cannot in the short time which has been allotted to me, enter into a general discussion and present to you all of the various questions of interest to the State which it might be proper to consider in a message to your Honorable body, but I shall refer to some of them briefly, and recommend your careful consideration of the splendid and thoughtful message which our retiring Chief Executive transmitted to you Tuesday. I also wish to extend heartiest felicitations to the retiring Governor and wish to congratulate him and all of his co-workers upon the splendid record made during the past four years.

AGRICULTURAL PROBLEMS

Let us look upon the situation in agriculture in this nation,—it is accepted by all as the basic industry of our land. One hundred years ago an artisan and laboring man with a trade was as independent as the average farmer in Iowa is today, but coming with the invention of machinery, and the development of the industrial system of the laboring man, the artisan has passed out and become a cog in the wheel of industry to which he belongs and the industry has been developed, manufacturing an article, carrying it by way of a train to its sales agency, to all the corners of the earth.

The largest group of any industry in America is that of the producers on the farm. That is an industry as much as a factory, but there is no homogeneity in the way of distribution of farm products. A farmer loves his individuality and he has retained not only the right to work upon his farm and develop what he has, but he has insisted on marketing his products himself. The result has been a fluctuation in prices on farm products which we do not have in the manufactured article much to the detriment of the farmer.

We are all familiar with the fact that the farmer dumps his crop on the market in the fall and too frequently, prices are forced down and then, when the farm products have all been delivered, prices fluctuate up and down and the farmer does not get the real benefit. Other industries do not flood the market. Their products are stored until the demand is there to buy it. That should be the case with the farmer, but it cannot be done when all the farmers act individually. Some way must be devised to combine their selling power of their products to feed the market from time to time as these products are needed. I believe that the greatest cause of the fluctuation in prices of farm products today is that there is not an intelligent, orderly and continuous marketing during the twelve months of the year.

In 1910 the farmers of Iowa had mortgages upon their property of about \$26.83 per acre. In 1920, ten years later, they had mortgages on their farms to the extent of \$63.19 per acre. That indicates something

of the trouble the farmer has experienced during the past four years, especially following five or six years of inflation and it cannot be corrected in a minute. Price stabilization is what is needed. The farmer, himself, through cooperative methods must be the dominant force in the method of marketing of agricultural products and then he will become the force that will stabilize the prices of his own products. Let us take stock in what has been done elsewhere in regard to things produced by agricultural classes and see whether or not it can be carried to a successful conclusion in the northwest. I have never flagged in my interest and faith in the proposition of cooperative, orderly marketing—marketing of farm products in a given way by the farmer to some big business concern organized among the farms themselves for the marketing of their own products. Let not their right thereto be given away. The artisan has passed out and becomes a cog in the wheel of the great industry. Let not the farmer pass out and become a cog in a great marketing institution which does not belong to him. The cooperative institution will have to be made, in some cases, not a state proposition, but a regional and probably a national organization. I have a lot of sympathy for the farmer and a lot of pride in the farmer and I want to tell you, gentlemen, if there is any man in this Assembly who thinks the average farmer in the United States wants anything but a square deal and a fair chance, that he wants to be subsidized by the government, that he wants to be made to pity himself, you are mistaken. The business of farming, gentlemen, is just as honorable as any business in the world. I am deeply interested in trying to work out his problems.

There is a lot of talk about providing more money for the farmer; more credit. Debts must be paid. What the farmers want to hear about is not where they can borrow more money but how they can pay what they already owe. No doubt, in some instances, you can help a man out of debt by lending him some more money for his specific purpose, but generally speaking you do not get a man out of debt by getting him in more. Cooperation in marketing crops alone will not avail if there is no cooperation in planting. What is the use of having an association to sell produce when the country is flooded. There must be cooperation in what to plant as well as how to market.

Through organization some plan must be devised by which the producer can shorten the selling cost of marketing. This in my judgment is the solution of the farm problem. All investigations will in the end lead to the same conclusion. The spread between farm and consumer prices is the place where more money can be found for the farmer, and why continue to deceive him into believing he can get it from any other source. The production problem will in the main take care of itself, and the marketing problem is the one which needs organization. Let us study this problem and if necessary convert part of the agricultural bureaus of the various states into sales organizations. It is about time the agricultural west did some organizing. By proper organization, farm products could be apportioned and distributed according to market needs. Scientific marketing is in part based upon holding back part of the supplies for release as the product is necessarily needed for consumption. In order that this may be done, there must be an intelligent study

of the problem in a scientific way. Facts must be ascertained, costs of production determined, and success and failures in the past here and elsewhere should be known with scientific thoroughness. All the facts bearing upon balanced production and economical marketing should be made available to the people of Iowa. The Agricultural Experimental Station has already made some progress along this line, but their activities should be greatly enlarged and speeded up in order to hasten the solution of these vital questions.

This section of the country, including Iowa and other states, has been punished severely by economical conditions of the last few years. It happens that this year some of our neighboring states have been greatly benefited by a combination of good weather and good markets. A big wheat crop and high prices have been a boon to wheat growers. Territory to the south of us was not afflicted by early frosts, and most of their corn ripened and has been put on the market at high prices. The territory to the east and north of us has had the benefit of more or less wide diversification of agriculture, including especially profitable dairy production, but Iowa again this year, has been afflicted, this time through the failure of the corn crop to mature. With all of these difficulties and with the fact that they have continued in Iowa longer than in some other agricultural sections, the Iowa farmers have maintained their faith and worked on against great odds. It truly seems that with our great wealth of fertility and with the wonderful record of successful agriculture through many years of the past, and with the fact that the chance of unfortunate weather has been against us, it is almost an absolutely safe prophecy to make, that another year agriculture in Iowa must come back to her own. The farmers of Iowa will be rewarded for the long period of toil and hardships with normal crops and fair prices.

DEPARTMENT OF AGRICULTURE

The wisdom of the Fortieth General Assembly in establishing the Department of Agriculture and consolidating several departments and commissions that were operating separately and reorganizing them under one head, has been demonstrated. The consolidation of the departments not only has resulted in economy and efficiency but has given due recognition to agriculture. It was also in the mind of the Legislature that the placing of the departments under one head would result in the reduction of the cost of operation and increase the service. The first year's work under the new department has demonstrated that the legislation accomplished its purpose. This provision of the law places common sense and business methods in the administration of the department.

I commend to your thoughtful consideration any measure that may have for its purpose the strengthening of the Department of Agriculture consistent with good business efficiency.

IOWA AT THE INTERNATIONAL LIVE STOCK EXPOSITION

Iowa should take pride in the winnings of the Iowa State College at

the International Live Stock Exposition held in Chicago. In the keenest competition open to the world and participated in by the prominent breeders and feeders and by all the leading colleges of agriculture, Iowa State College won 140 ribbons and about \$3,000.00 in prizes on its exhibit of live stock. The exhibit of live stock from Iowa State College was the cause of much favorable comment from officials, judges, exhibitors and spectators at the International. It was stated by some of the officials that the Iowa State College winnings this year on fat steers of three breeds has never been equalled at the International Show.

I want also to call your attention to the winning of the Boys' Club Stock Judging Team of Franklin County, under the leadership of V. B. Hamilton, County Agent. This team was the champion at the National Dairy Show in Milwaukee and as a result of that contest they won highest honors in the United States in judging dairy stock. In the last three years, this honor has been taken twice by teams from Maryland and once by a team from Illinois. Each of these teams has been given a trip to Europe by friends in the state who were proud of their boy representatives, and who wanted to give them an opportunity to represent their state and the United States in the International Live Stock Judging contest and to study live stock and agricultural conditions in Europe. Iowa cannot afford to do less. The International Live Stock Judging contest this year will be held at London in the month of June, 1925. I, therefore, recommend that you appropriate the sum of \$5,000.00 for the purpose of defraying the expenses of this team to Europe.

DEVELOPMENT OF ARID LANDS

The Congress of the United States and the various Legislatures and Farm Organizations are continuously presenting the deplorable condition of the farmers. Yet at the same time Congress is making appropriations for the purpose of developing arid land in competition with the agricultural lands now in existence and at the expense of an already tax-burdened people. This is not a time to incur additional expense to bring into use additional land through costly irrigation enterprises, nor is it a time to encourage people to take up homesteads, which at the best in these days, are on land of low productivity. The public should be relieved of the burden of paying taxes to support these enterprises.

It would be appropriate for this Legislature and for the Legislatures of other agricultural states to memorialize Congress to suspend the development of irrigation enterprises and the increase of homesteads until agricultural conditions throughout the country are such as to justify these new sources of food production.

HIGHWAYS

Very substantial progress has been made in the development of highways in the State of Iowa. Beginning a few years ago with no organi-

zation, it was necessary to build from the bottom up, and it is one of the most important enterprises carried on in the state. It is not necessary here, of course, to speak of the importance of highways both from an economical and from the standpoint of the many advantages and contributions which highways make for the development of the State and enlarging of the opportunities in the lives of the people. Very substantial progress has been made in the state in the building of roads since commencing this program. Many miles of federal aid and state aid projects have been completed, but, with the completion of these and other roads that are to be built in the future, comes additional responsibility in the way of maintenance, and if proper maintenance of roads is not instituted, money expended for their construction will in a large degree be wasted. In 1921 Congress passed a bill making it mandatory upon the states to assume the responsibility of maintaining roads constructed through federal aid. And, as a matter of fact, the federal law requires that proper action be taken by the several states in this respect, or federal aid will be discontinued. What must be done in the revision of our state primary road law in order to meet the requirements of our federal aid road law, I wish to advise you as follows:

(a) *Requirements of federal aid law.* Section 2 of the federal aid road law provides among other things "the term 'state funds' includes for the purpose of this act, funds raised under the authority of the state or any political subdivision thereof, and made available for expenditure under the direct control of the state highway department."

Section 7 of the federal aid highway act provides "that before any project shall be approved by the Secretary of Agriculture for any state, such state shall make provisions for state funds required each year by this act for construction, reconstruction, and maintenance of federal aid highways, which funds shall be under the direct control of the state highway department."

Section 12 of the federal aid highway act provides "that the construction and reconstruction of the highways or parts of highways under the provisions of this act, and all contracts, plans, specifications, and estimates relating thereto shall be undertaken by the state highway departments subject to the approval of the Secretary of Agriculture. The construction and reconstruction work and labor in each state shall be done in accordance with its laws and under the direct supervision of the state highway department, subject to the inspection and approval of the Secretary of Agriculture and in accordance with the rules and regulations pursuant to this act."

From the above quotations it is apparent that the federal aid law contemplates and requires that the federal government shall deal only with the state highway department and that the state highway department shall have full control of the construction and maintenance work on federal aid roads and the funds created therefor by the state, so that the state highway department can deal with the federal government in a responsible capacity.

(b) *Requirements of our State Primary Road Law.* Section 4697 Code of 1924 provides "when the board of supervisors of any county

shall decide to begin the improvement of any division of said primary road system * * *."

Section 4700 Code of 1924 provides "as soon as the approved plans and specifications are received by the board of supervisors, they shall proceed to advertise for bids for the construction of said improvement."

Section 4702 Code of 1924 provides among other things, "all claims shall be * * * filed with and audited by the board of supervisors and then forwarded to the state highway commission for final audit and approval."

Section 4731 Code of 1924 provides among other things, "the board of supervisors is hereby given plenary jurisdiction subject to the approval of the council, to purchase or condemn right-of-way therefor and grade, drain, gravel, or hard surface any road or street which is a continuation of the primary road system of the county * * *."

From a reading of the above quotations from the law, it is apparent that the power to construct and maintain the primary roads in this state, is vested in the board of supervisors and not in the state highway commission. Therein our law is in direct conflict with the federal aid law.

(c) *Time given states to amend their laws.* It was recognized by members of Congress and others who were interested in the passage of the federal aid road law, that in several of the states there would be conflicts between the federal aid law and the state laws and that it would be necessary to allow considerable time to the states in which to amend their state laws so as to conform with the federal aid law. Accordingly, Section 24 of the federal aid law provides "that in any state where the existing constitution or laws will not permit the state to provide the revenues for the construction, reconstruction, or maintenance of highways, the Secretary of Agriculture shall continue to approve projects for said state until five years after November 9, 1921, if he shall find that said state has complied with the provisions of this act in so far as its existing constitution and laws will permit."

This is the provision of law under which we are now receiving federal aid. In view of the conflict between our state law and the federal aid law, the Secretary of Agriculture will after November 9, 1926, have no power to approve a federal aid project in this state and we will, therefore, after that time, cease to receive federal aid.

Summary. Briefly stated, our state law conflicts with the federal aid law in that the federal aid law requires that the construction and maintenance of federal aid roads shall be under the direct control of the state highway department, while our state law places the initiation of construction projects, the letting of contracts therefor, and the maintenance of the federal aid roads, under the direct control of the board of supervisors. In order to fully comply with the federal aid law, we must so amend our state law as to place the direct control of construction and maintenance work on the primary roads, and the funds created therefor, under the state highway department.

Under our state law, the primary road funds are allotted to the counties on the basis of area. In order to comply with the federal aid law, it is not necessary that the county allotment feature of our law be done away with. As I understand it, we can fully comply with the

federal aid act and still continue the practice of allotting our funds among the counties. However, such a practice would not operate to the best advantage of the highway improvements of this state. In order to secure the maximum amount of benefit in this state from the primary road fund, we should discontinue the practice of allotting our funds among the counties and should handle said funds as a single state fund for the improvement of the primary roads of the whole state.

I call your attention to the road plank of the Republican platform adopted in July, 1924, which is as follows:

"The people of Iowa want and must have roads greatly improved. To that end we urge the Iowa Legislature to meet all requirements of the federal statutes for obtaining and preserving Iowa's portion of federal aid. We recommend that the state be authorized and empowered to improve and maintain the primary roads of Iowa."

As further bearing on this subject, and showing the attitude of the national political parties with reference to roads and to the continuation of federal aid for road work, I wish to say that the platform adopted by the Republican National Convention at Cleveland in June, 1924, contains the following:

"The federal aid act, adopted by a Republican Congress in 1921, has been of inestimable value in the development of the highway systems of the several states and of the nation. We pledge a continuation of this policy of federal cooperation with the states in highway building. We favor the construction of roads and trails in our national forests necessary to their protection and utilization. In appropriations, therefore, the taxes which these lands would pay if taxable, should be considered as a controlling factor."

The platform adopted by the Democratic National Convention in New York City in June, 1924, contains the following paragraph with reference to roads:

"Improved roads are of vital importance, not only to commerce and industry, but also the agriculture and natural life. We call attention to the record of the Democratic party in this matter and favor continuance of federal aid under existing federal and state agencies."

As a general proposition, I am not very enthusiastic about federal aid, yet to abandon federal aid in connection with our highways at this time would be a short-sighted policy which the people of this state would resent and repudiate. I, therefore, urge upon you the necessity of early action in complying with the provisions of the federal law in reference to maintenance of highways.

During the past two years construction work on the primary road system has proceeded at such rate that the funds available were not sufficient to meet the construction costs as they became due. The special assessment feature of the primary road law should be done away with and all assessments which have been levied against adjacent and abutting property for the paving of primary roads should be refunded. Whenever the traffic on a road becomes so heavy that paving is required, the improvement of such a road is a community problem and not an individual one. The present primary road fund is not sufficient to maintain the primary road system and at the same time finance a primary

road construction program that should be followed. Additional revenue from some source must be provided. It is believed that the most practical source for such additional revenue would be through the levying of a tax on gasoline. Roads must be built and maintained. That costs money. The money must be raised by some form of public license or taxation. Years ago it was just and proper to raise all road funds by a general property tax on the farms and homes. In the days of horse-drawn vehicles, it was a farm to market highway, used almost solely by the neighbors and paid for by the neighbors by general property tax. Today, with the automobile, the motor truck and bus, the road is not a neighborhood or town road, but a county, a city, a state, a national highway, used by everybody from everywhere. Under these changed conditions, with the general property tax at a prohibitive point, it is simply common sense and common fairness to say that the people who use the roads and get most of the benefits from them, the motor vehicle owners, should pay a share of the cost. Gasoline used for agricultural and industrial purposes should be exempted from the tax. There are thirty-six states which have a gasoline tax at this time. The gasoline tax is not a sales tax. Its purpose is not to raise money by tax on sales, but to raise it by tax on road use.

A law of this character would force motorists, who are the principal users of gasoline, to pay a tax as nearly as may be in proportion to their use of the public roads. In keeping with this idea, the funds should be segregated from other funds of the state for the use of the state and local highway agencies in building and maintaining the public roads.

A program which contemplates the issuing of a large bond issue at this time for highway purposes should receive your very careful and thoughtful consideration before its adoption. I personally question its advisability.

Assuming that there could be placed to the credit of the primary road fund, which includes automobile license fees, federal aid revenue and one-third of the funds derived from a proposed gasoline tax of two cents per gallon, these three factors will yield an estimated total annual sum of \$11,500,000.00 for the primary road fund, and from three to three and one-third million dollars additional funds for county roads.

It costs the people no more to raise a fund to be used entirely for road building than to raise a fund to be used partly for road building and partly for paying the interest on bonds. I am inclined to the opinion that the citizens of Iowa would feel more kindly to a gasoline tax or any other special method of raising road funds if assured in advance that the funds would not be diverted to other purposes than building roads.

We must improve Iowa roads and the work should be carried on as rapidly as possible consistent with the ability of the people to pay. Large obligations that are a burden and excessive, ought to be guarded against by the public the same as by individuals.

OUR STATE EDUCATIONAL SYSTEM

We take pride in our public system of education, because of the high rank which our public schools and institutions of higher learning have

attained among those of the nation. The high average intelligence and morality of our people is very gratifying and commendable. Good as these conditions are, Iowa must keep in the forefront of educational progress. Advantages of a generation ago cannot meet the needs of the present time and to a lesser extent the needs of generations to come.

The present is a critical period in the history of education. It requires wisdom, courage, and vision in order that progress may be made. We are familiar with the fact that there developed a period of extravagance in 1919-1920. Costs went up by leaps and bounds. We are far from being established on a basis fair to all industries and sorts of services rendered. Taxes likewise advanced until they have become a burden almost greater than the people can carry. There should be cooperation in careful expenditures for all public purposes including those for the support of education. Nevertheless, the solution of the tax-problem should be accomplished without detriment to the efficiency of our schools. Are not our country children and rural folks generally entitled to just as good educational, social and recreational opportunities as provided anywhere in the state? There should be no favored classes as far as educational opportunity is concerned.

There is urgent need of training of workmen in the trades and industries, whose ranks are fast being depleted. The scarcity of skilled labor is becoming alarming, especially in the building trades. At a meeting of the American Construction Council held in New York City, October 2-3, 1924, the most brilliant contribution of the session was the address of Dr. Prosser, Director of the Dunwoody Industrial Institute of Minneapolis, on the subject: "The Necessity for Proper and Adequate Teaching Material in the Training of Apprentices." Dr. Prosser said, "In the Building Trades, we are today not training enough young men to take the place of twenty-five per cent of the death rate alone, to say nothing of those who retire from old age, accident, etc." The avenues for training of future workmen should not be closed. Either the system of apprenticeship should be revived and the apprentice given a fair chance to learn his trade, or classes and schools of a practical and technical character should be encouraged by the state for the preparation of tradesmen.

It is worthy of note that the extended use of the school plant for community activities is gaining ground rapidly. This is right. There is a distinct advantage in having buildings and grounds, taxing areas, and a population included in the district, sufficient to successfully carry out well organized programs for community enjoyment and betterment. The matter that transcends all other questions affecting the welfare of our people is the power of education and community activities to touch the life of every individual in a helpful and wholesome way and that makes a place a good one in which to live.

The extension service of our state colleges and university should be utilized to the fullest extent, thus carrying the superior training offered by these institutions to those unable to attend college.

The office of school treasurer should be abolished and provision made authorizing the county treasurer to pay all warrants drawn on school funds. It is a useless office and waste of the people's money.

Our schools and colleges should be divorced from political influences. Political affiliation should not be considered in the selection of school administration officials. To this end, the office of State Superintendent of Public Instruction should be classified with the heads of our state colleges and State University. I, therefore, recommend that the State Superintendent of Public Instruction should be selected by the State Board of Education.

The State Board of Education has been perplexed, if not bewildered, at the increasing complexity of the problem that confronts it. At the beginning of each biennium it was thought that the peak of attendance had been reached, but the number of students attending high school and college constantly increases. Only a few years ago, the total attendance at Iowa high schools was 35,000. Two years ago it was 85,000. Today it is probably somewhere between 85,000 and 100,000. An increasing number of high school graduates are entering our colleges annually.

It has been suggested that the attendance at our institutions of higher education be limited in numbers because of lack of accommodations and cost of maintenance. I, for one, believe that an opportunity should be afforded every young person in our state to attend college who desires to do so.

The State Board of Education was created to co-ordinate our institutions of higher learning and to make them cooperating units in a well thought out system of higher education for the state of Iowa. This co-ordination should be done in a statesmanlike manner, and if carried out to a successful conclusion, would result in a piece of educational work gratifying to all concerned. Institutional pride, selfishness, and sentimentalism should not dominate the management of our state institutions. This was in the mind of the legislature which created our present plan of one board for all of our institutions of higher learning. The Board, after their appointment, made an honest, painstaking effort to put that purpose into effect, but outside influences induced the General Assembly without any effort to compromise, to reverse itself, which in effect was an order to maintain the status quo.

Avoidable duplications undoubtedly still exist, that in the interest of economy, as well as educational efficiency ought to be remedied and another attempt should be made to carry out the original purpose for which this Board was created.

Our public schools and colleges are the most democratic institutions we have. People from all classes and walks of life may meet here on a common basis. The public schools, the state colleges, and the State University form a grand series of terraces of educational opportunity which should be supported liberally in order that none who seek entrance therein shall be deprived of the most efficient training possible within the financial ability of the people to reasonably provide. The best preparation our state and nation can foster in the making of citizenship is a sound body, a clear mind, a pure heart, ability to do something well, and faith in the love promulgated by the Prince of Peace.

IOWA COLLEGE FOR THE BLIND

I want to call your special attention to the work that is being done at the Iowa College for the Blind. The state is doing a splendid work in this institution but it is somewhat nullified by reason of the fact that the boys and girls leaving the institution lose their way because there is no friendly hand to guide them from day to day. Blindness forces a barrier that a man or woman finds it most difficult to overcome. Only the most courageous strike out boldly and undertake to pass over these barriers alone; many, very many, see nothing but failure ahead. The blind need the friendly guidance of the eyes, our whole social fabric is built up with the idea that there are eyes to guide.

The state should do something to improve the condition of our boys and girls when they leave school. They should be helped to situations and occupations. I know that there are those who will argue that we are making sufficient provision for the adult blind in the possibility of the county pensions, but the self-respecting blind would rather be self-supporting without the pension, if that were possible, and surely the maximum granted would scarcely support a man or woman in decency without other means of support. To my mind, wherever the state can make a man or woman self-sustaining, they are making a better citizen and such person's relationship to society and to the state and nation is greatly improved.

IOWA CHILD WELFARE COMMISSION

In November, 1923, my predecessor in office named an Iowa Child Welfare Commission to examine into the experience of more than thirty states of the Union in handling the problem of the handicapped child, those who are dependent, neglected or delinquent, as well as the feeble-minded and illegitimate. It is a movement nation-wide which has for years engaged the best thought and trained research of the nation. Standards have been worked out and there is available for our guidance and instruction the experience of many states, beginning with the work of the Ohio Commission in 1911.

The Iowa Commission, the members of which have served without pay, was granted an appropriation at the extra session of last year to cover its expenses. The members of the Commission are men and women known throughout the state, and well fitted to give this important subject the study it deserves. They have spent a year in surveying the conditions in the state, in consultation with judges, social workers, probation officers and others, inviting suggestions, gathering case material, surveying the population of the state juvenile homes, examining the laws of other states and the work of like commissions.

The Commission has, pursuant to directions in the act covering its expenses, prepared and placed in our hands its printed report, embodying the legislation which it recommends for enactment.

I earnestly urge your careful examination of this report. It comes from a body of men and women whose devotion to the social well-being of the state will no more be questioned than will their fitness by

experience and training to present a sane and efficient program for our consideration.

A study of the report of this Commission must convince the most skeptical that considerations both economic and humane demand that Iowa move forward with the long procession of American states taking advantage by legislation of the best methods in this important field.

I would bring to your favorable consideration the legislation recommended by the Commission. It is largely based upon the experience of sister states in the Mississippi Valley and legislation already in successful operation. In brief it covers provision for official contact by the state through a trained executive in and under the Board of Control, with the handicapped childhood of the state; the licensing of child placing and child caring persons or institutions, for the protection of the child, the foster parent and the state; the licensing of maternity homes for like reasons; the permissive creation of local welfare boards for better investigation of all cases of poor relief or commitment of children to state institutions; the requirement of judicial sanction in cases of adoption as is already done in all other states in the Union save Louisiana; the machinery for better administration of the law governing mothers' pensions, in aid of the courts and to protect against imposition; provision calculated to better inform the state as to its feeble-minded and for custody in certain cases; and amendment to the marriage law with a view to preventing issuing licenses to persons who are or have been in the custody of the Board of Control under guardianship for mental defects or in institutions for the insane or feeble-minded.

The Commission presents its proposals as an interlocked program, each measure requiring study in the light of, and as linked to, its sister bills. I invite your special attention to this feature of a report which I find satisfaction in commending to your most favorable consideration. The cause, that of the unfortunate childhood of the state, is one of the most sacred in our keeping and can but appeal to the most humane impulses of our people.

CHILD LABOR AMENDMENT TO THE CONSTITUTION

There is now pending an amendment to the Constitution of the United States to vest in the federal government power concurrent with that of the states to limit and prohibit the labor of children under eighteen years of age, which will be submitted to you for ratification.

All admit a workless childhood would be a calamity—nobody proposes any such thing; that is not the purpose or effect of child labor legislation, either state or federal.

Some opposition has arisen in the minds of farmers. Every student of rural child-labor problems knows that prohibition and regulation properly applicable to Industrial employment would be impracticable with regard to the home farm. We find the American home farm of today an excellent environment. However, greed and avarice should not be permitted to exploit the labor of children to their injury and to the hurt of the commonwealth. Invariably, where we have child labor, we find it is the cause of ignorance and poverty. The public conscience of many

of the states revolted against the exploitation of children. By the approval of this amendment, you do not seek to legislate—you simply confer upon Congress the power to legislate, concurrently with the states. The amendment would not limit child labor. It simply vests in Congress the power to limit or prohibit conformably with the dictates of public conscience and the needs of the public welfare. Where we find child labor, we find illiteracy. If it exists in one section of the country, its results will reach every other section of the country. If Congress is not empowered by constitutional amendment to act, the evil will continue to grow. The only recourse open is to amend the Constitution, for the sake of the children who will be driven into the industries of the country to their own injury. The children of America must be conserved. If we would preserve America and increase the honors we wear, it is our duty to see that no child shall be born without hope. To do this, we must preserve the birthright of every child in this land, thus making it impossible to buy or sell it for a pittance. We must protect property but the children of America are worth more than property.

The ratification of this amendment will be in the interest of humanity.

STATE PARKS

The progress that has been made toward conserving nature's beauty tracts for state parks is worthy of much commendation. It is well that these tracts be preserved as far as possible in their natural condition for their real scenic value and as the habitats for the native plants and animals. Many of these spots of land are useless for other purposes. They will become more and more interesting to tourists and to students of natural science. They have an aesthetic and ethical value that no state should ignore.

TAXATION

During the last few years we have heard frequent complaints as to the burden of taxation. While they have come from all parts of the community, the most vociferous have been those of the farmers, who contend that they are over-taxed in comparison with other classes of the community. As far as the weight of federal taxation is concerned, there is probably little truth in the contention. The taxes which have been bequeathed to us by the great war are composed in great measure of taxes on incomes and earnings; with the comparative paucity of great incomes among farmers, our system of graduated taxation falls primarily on the wealthy business men and the large property owners. The situation is, however, very different in the case of state and local taxation which is imposed primarily upon property. It is here that the chief complaints as to inequality are urged. What, then, is the solution of the difficulty? All sorts of cure-alls have been proposed. Fortunately, the farmer turns a deaf ear to most propositions. The single tax propaganda, for instance, is much less effective in the United States than it was a generation ago; and the proposition to put the entire weight of taxation upon land naturally does not appeal to the farmer.

On the other hand the farmer has turned his thoughts toward making

the general property tax more effective. He argues that since personal property slips out of the assessment list and then escapes its proper burdens, the way to remedy the situation is to enforce the general property tax more rigidly by a listing system and thus to lighten his own burden. This is where the farmer makes his mistake. He is attempting the impossible. He cannot bring personal property back into the assessment lists by legislation. The tax system is always the consequence of a general economic system. Under the economic changes that are taking place in this country, with the transition from tangible to intangible personalty, it is impossible to keep personal property in the assessment list. The sole result of more rigid laws designed to effect this end, is to increase not revenue but concealment and perjury. This has been the universal history of mankind. What is taking place in the United States today has occurred in every other civilized country. England, Germany, France and Italy have long since—in some cases generations ago—relinquished the effort to impose a tax on personal property. Everywhere in the world, with the exception of the United States, the general property tax has been abandoned as the principal source of revenue. Any effort made by the farmer to tax mortgages or to assess intangible personalty will only react upon himself by making the situation worse instead of better. What, then, is the way out? We must do exactly what the European countries have done. We must induce the great mass of American commonwealths as they become more and more industrialized to abandon the general property tax and supplementing it by taxes on personal incomes and business earnings. Instead of attempting to impose prohibitive and impossible rates on intangible personalty, the attempt was made to reach the non-agricultural sources of wealth by giving up property as the criterion of wealth and substituting taxes on profits and on earnings. The business man should accept the income tax because it recognizes that his property is measured more accurately by his profits under an income tax than by the amount of his stock in trade under a property tax. The public would find that a tax on earnings would reach the immense class of professional earnings, which are entirely exempt under a general property tax. Under this plan, we would find that the tax on business incomes would be paid primarily in the towns and cities where business is carried on rather than in the country. The tax should be moderate so as not to unduly increase the burden already imposed by the federal government.

The farmer is over-taxed. Under actual conditions in most parts of the United States he bears an unequal and unjustifiable burden. But the remedy in the situation lies in accommodating the tax system to a changed and modern economic system.

Our tax laws should be revised. One only needs to study the system in some of the other states to be convinced that many of our laws are antique. We have laws that were passed in 1853 and 1858. These laws are still in our statutes. We have made progress and have outgrown this system. The commission appointed by the Thirty-ninth General Assembly to study the tax question did a splendid work and I commend to your thoughtful consideration the report of this Commission.

The people of Iowa feel that something should be done along this line,

and I trust that you will give the subject your careful consideration and thus solve a problem which has been pressing for attention in Iowa for some time.

TAXATION REDUCTION

Public sentiment is strong against excessive federal taxation and many think it was a decisive influence in many states in the late election. It is, however, remarkable with what submissive subjection the tax paying populations of American cities shell out their cash for local taxes. The National Industrial Conference Board declares both state and local taxes are assuming dangerous proportions, along with constantly increasing indebtedness. While the national indebtedness is being continuously reduced under pressure of public opinion and good government, exactly the contrary condition exists in the cities, counties and states of the union. In twelve years the indebtedness of these political units has increased from \$3,822,000,000 to \$10,500,000,000. In two years (since 1922) this local indebtedness has increased approximately \$2,000,000,000 in the face of necessity for retrenchment. In Iowa, about ten cents out of every dollar of taxes collected is under the control of the legislature. Whereas, ninety per cent out of every dollar is controlled by the county, municipal and school boards. If taxes are running rampant, the expenses should be curtailed until the price of labor and the price of material comes down. I think the time is nearly at hand when we will have to put a halt to these bond issues which our children will have to pay and adopt the motto, "Pay as you go." National sentiment applauds and praises their huge reduction in federal indebtedness and taxation and carries its desire through by defeating those who would increase taxation, or even leave it as it is at present. Cities, counties and states show no disposition to punish and retire from office those who are adding enormously to local taxation and indebtedness. As Mark Twain said of the weather, "The extravagance of local government that has its hands in the pockets of citizens is something everybody complains of, but nobody does anything about." Yet the people have the same potent weapon to stop the excessive costs of their local governments that they have to force economies which are national—the Ballot.

Tax reduction can only result if revenues are kept ahead of expenditures.

There should be an intelligent administration of all departments of government which will result in economy and efficiency to the end that taxes may be reduced, and every dollar spent in a public way should buy as much for the public as though it was the dollar of an individual. Needless or unnecessary employees or machinery must be eliminated. Departments of government must keep within their budget if we are going to reduce taxes. The heads of various departments, instead of fighting for larger shares in the tax money, should do their very best to see which one could make the best showing in his department for the money allotted thereto, and all employees should cooperate in seeing how far they can make their department appropriations go. It isn't how much money a department has to spend that counts. It is what is done for the taxpayers in return for the money expended. Of course, it would be fine

if each department had all the money they think they need for the proper maintenance of their department. But there isn't that much money in the world.

The greatest need of all is a definite and well considered plan of administration that will reduce costs and increase efficiency; that will forward the work of internal improvements, and will give the taxpayers one hundred cents worth of service for every dollar they pay in the shape of taxes. The people are not demanding the impossible; they are demanding a business administration for the benefit of the whole state instead of a political administration founded on a desire to advance some individual's political fortune. Let us work together harmoniously and with a single purpose of meeting as far as humanly possible the desires of the people, to confer great benefits upon the state at large. They do not expect us to do more and we cannot do less and be true to the commission given us.

BUDGET LAW

The wisdom of a Budget Law for the United States has been demonstrated during the past few years. Iowa has followed in the footsteps of the national government and today has a Budget Law. It has met with considerable opposition but its worth and value to the taxpayer is becoming more and more apparent. As one writer has said, "A Budget Law is a notice to the public to take personal interest in the public business; it is a notice to the office holder that the public is watching and demanding honesty and efficiency. It is a notice to contractors that their bids must be on the square and their work done in the best manner possible." The value of the Budget Law is proven. It places the affairs of the state on a business basis. Our people realize the necessity of having a tax program that is based upon the earning capacity of the taxpayers. This is assured under the operation of the Budget Law.

Let me impress upon you the necessity of economy in the expenditure of all public funds.

BANKS

One of the difficult problems of this period is the handling, safe-guarding and salvaging of the assets of the closed banks. The failures in most cases have been due to the fact that moneys have been loaned in excess of the limit fixed by the statute. The banker, in many cases, did not seem to care where he got his money, how long he would have it, or to whom he loaned it. The banking laws should be amended, limiting loans to relatives, and officers, providing for more strict examinations of banks, and for a personal liability of all officers connected with the making of an excess loan, or loan in the prohibited class, for the benefit of the depositors for the amount in excess of the limit fixed by statute—or loan prohibited.

The Legislature, acting through the Thirty-first General Assembly, passed a statute providing that when any person, partnership, company or corporation, which of course would include banks, goes into the hands of a receiver, public funds in the hands of such receiver shall be entitled to preference and shall be paid prior to the claims of general depositors.

This law is neither equitable nor just. Particularly, when you take into consideration the fact that bonds are required for these deposits and the state supervises the conduct of the banks. The law results in freeing bonding companies from liability after they have taken fees from the public for guaranteeing to protect deposits. This law should be repealed as one of the first acts of the Legislature.

CREDIT

Our farmers and business men are entitled to a relief from excessive interest rates. There are country banks that are paying five, six and seven per cent for money on certificates of deposit. Where do they get it? From the rich farmer and others. Then they loan it to the poor farmer at eight per cent. These interest rates must be reduced. There is no reason why the country banks should pay these rates of interest. It is the business of the country bank to cooperate as well as the farmer. Get together and reduce the rates you are paying on certificates of deposit and correspondingly reduce the rates to the borrower.

I recommend to the Banking Department that they adopt a rule requiring all banks that pay more than five per cent on deposits to carry such obligation as a loan instead of a deposit.

CONSOLIDATION OF BOARD OF PAROLE WITH BOARD OF CONTROL

Under the Iowa law we have a Board of Control and also a Board of Parole, consisting of three members on each Board. The Board of Control has general charge of the penitentiary and reformatory, furnishes the prisoner work, looks after his health, regulates his employment and compensation, sees that he is fed wholesome and nourishing food, looks after his property if he has any, but has nothing to do with paroling the prisoner. The Board of Parole has charge of paroling the prisoners from the penitentiary and reformatory only. The Board of Control has charge of the paroling of the prisoners in the woman's reformatory, also the paroling of boys from the Training School at Eldora, and the girls from the Training School at Mitchellville.

I am convinced that there is a great deal of duplication of work between these Boards. In the office of the Board of Control there is a complete history kept of each prisoner in the penitentiary and reformatory. I understand the Board of Parole also keeps a complete history of each prisoner. There is a secretary and complete organization for each of these Boards maintained at the State House. Why this duplication? In my opinion, this is wholly unnecessary.

There is also duplication in work in other ways. For instance, the Board of Control is required by law to inspect the penitentiary and reformatory at least twice each year. It occurs at various times that the Control Board and the Parole Board are at these institutions at the same time. This work could just as well be done by one Board.

Why not abolish the Board of Parole and have the work taken over by the Board of Control? I think it would be advisable to add an additional member to this combined Board, which, in my opinion, should be a woman. I am convinced from my study and investigation of this matter in Iowa and in other states, that the work of these two Boards can be done by one Board without impairing the efficiency of this important work.

EMPLOYMENT OF PRISONERS AT THE PENITENTIARY AND MEN'S REFORMATORY

The last session of the Legislature extended the right of the Board of Control to July 1, 1927, to make contracts for the employment of prisoners confined to the state institutions. These men must be employed not alone in the interest of the state, but in the interest of the men themselves. Advanced social conscience demands that the first requirement of penal institutions shall aim at the maximum character improvement of its inmates. To this end, prison idleness is unthinkable, but I believe care and study can devise some proper measure both of educational training and of prison employment, the production of which shall be devoted primarily to state use and not for general sale. Every effort should be made to adopt prison-made production to the necessity of the state's own use and it would be particularly unfair to private industry to unnecessarily compete with state goods which are the production of involuntary labor. The condition as to the employment at this time is not the fault of the present management of our institutions, for it requires legislative appropriations to correct this situation by providing equipment for other means of employment. The responsibility for the continuance of this condition at the penitentiary or men's reformatory rests squarely upon the members of this Legislature. I trust that the Legislature, the Board of Control and those interested in prison welfare, as well as all forms of outside industry will unite in order to formulate a practical program of enlightened prisoner treatment without undermining the spirit of resourcefulness in private enterprise.

EQUAL RIGHTS

The women are to be highly commended and complimented on the thorough-going interest which they are taking in public affairs and the careful and conscientious consideration they are giving to problems of the state and nation. They have become students of government and where they have been appointed to public positions, both in state and nation, they have rendered a splendid account of their stewardship. There have been but few exceptions where women officials have failed to render efficient service.

I urge that you do not overlook the importance of the adoption of the Amendment to the Constitution removing every discrimination there existing against the enjoyment by women of every right and privilege now possessed by man.

LAW ENFORCEMENT

All our laws must be impartially enforced, not only as between individual offenders, but among the laws violated. As long as certain acts are made criminal under the laws of our state or country, the violator should be prosecuted for the crime committed and punished in accordance with law, whether the criminal be a burglar, a thief or a bootlegger. There has been a tendency on the part of our people to wink at violations of the prohibition law, and to regard such violations as less criminal than the breach of other laws on our statute books, and if that spirit is to continue, it is bound to result in a weakening of character and a lowering of state and national ideals. The Attorney General has called my attention to some difficulties in connection with the enforcement of the laws against intoxicating liquors and these laws should be strengthened whenever necessary to the end that we will have prohibition in fact, as well as in name. One of these is the law relative to the abatement of nuisances and the requirement upon conviction that an order of abatement be entered. I also call your attention to the fact that in re-writing the liquor laws, the old presumption that possession of liquor was presumptive evidence of intent to sell was left out. This should be restored as its absence has made it difficult for the county attorneys of the state in the enforcement of the law.

If we are going to permit a minority, even though well organized, to refuse obedience to any laws except as meets with their approval, we will find very soon that democracy is a failure, self-government impossible, and our boasting of liberty but a mockery.

There should be thorough cooperation between the state and the federal government for a rigid and continuous enforcement of the laws against intoxicating liquors and habit-forming drugs, and I would urge upon you that you enact whatever legislation that may be required to insure full cooperation and thorough-going enforcement of these laws, as well as all other laws on our statute books.

Our criminal laws are being violated daily. I sometimes wonder whether those charged with the enforcement of the law are using all of the up-to-date means within their power to apprehend criminals. The use of the automobile has given us the traffic violator and has given the criminal a means of escape before unknown. The criminal is quick to adopt all of our modern methods and keeps pace with the development. Our officers charged with the enforcement of the law should likewise avail themselves of every means of apprehending criminals, and unnecessary delays in our courts and technical defenses should be eliminated in order that we may have a strict enforcement of all laws, thus building a sentiment of respect for the obedience thereof, and safeguarding the citizen against the lawlessness of the criminal. The greatest aim of government, as Gladstone put it, "is to make it as easy as possible to do right and as hard as possible to do wrong."

Let us as individual citizens keep in mind our responsibility for law enforcement and observance of our laws, remembering that the foundation of all law and order lies in the greatest of American institutions—the Home. It is the base upon which the whole structure of society rests, being the most sacred place of all things earthly. If the law of the home is not properly enforced, the laws outside of the home will be broken.

The shirking of individual responsibility is already showing results, and if permitted to continue will divert and render unavailable to the community the orderly and just administration of the law.

The Government and the law need the participation in public affairs of all of our people to the end that they may have confidence in the Government and the law. No state or nation can live unto itself alone. Like the individual, it is a part and parcel of the world, and every individual and every state must take up the burden of seeing to it that there is good government and that there is wide participation in governmental affairs on the part of all the people. When all is said and done, life consists not in what we may gain for ourselves from a commercial standpoint, but, in the service we render to the people of the state and of the world.

Awaken public interest upon the part of all the people. Convince them that the Government is what they make it, and that they need to serve national purposes, rather than those of any particular section or group, and you will lay a foundation for confidence in governmental agencies. Let justified confidence prevail among our people. Legislation should be the untrampled and truly expressed will of the people.

To the accomplishment of these ends, I ask your assistance, and I beseech that such assistance be made manifest with a devotion to the accomplishment of results with a consistency like unto that of the North-Star, of whose true, fixed and lasting quality there is no fellow in the firmament.

“There is a spirit that works for the common good, that places the interests of the many above that of the few. Such a spirit promotes true happiness, adds fullness to life and living. It is an attribute to all success. It is service.”

We must be persistent in our ideals to the end that we may be consistently excellent at all times. The demands upon true womanhood and manhood are no less strenuous now than they have been in the past to protect innocence and punish crime. Our constitution and laws are being defied in many quarters today. There is need of real moral stamina. The world never stood in greater need of it than it does today. We must not permit contempt for law to grow. We must check the prevailing lust for what are called pleasures of life and the disregard of the rights of others. We must not permit selfishness to continue to dominate such

a large mass of humanity. To do this is to permit the entering wedge which may eventually destroy the principles of life, liberty and the pursuit of happiness for the children of this great Republic. We must place our faith in God. We must become the champion of the school and of the law. These are our duty, but what a mighty privilege it is. To faith in God and to education must we look for betterment of the conditions existing today. A realization of the situation will make us all better and more constructive citizens.

Senator Goodwin of Polk moved that the joint convention be now dissolved.

Motion prevailed.

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

Senator Baird moved that a committee of three be appointed to escort Lieutenant-Governor Kimball to the chair.

The motion prevailed and President pro tempore Campbell appointed as such committee, Senators Baird, Buser and Stoddard.

Senator Reed presented Lieutenant-Governor Kimball with a bouquet of roses on behalf of the Senate.

In assuming office President Kimball spoke as follows:

It has been customary for the Lieutenant Governor to say a few words to the Senate after its return to this chamber after the inauguration. I shall make no extended talk.

I would be lacking in natural human qualities if I did not say that I deeply appreciate the honor that has been bestowed by the people of this, my native state, upon me in selecting me to preside over this body of able and high-minded men. To me, however, honor means only the opportunity for service.

I wish here to publicly thank the many friends who have expressed such confidence in me. It has been said, with no intended compliment, that I was nominated for this office by the Senate. If true, I feel more greatly the honor, for from my association with this Senate I do well know the quality of manhood and statesmanship of its membership.

I thank those of you who favored my selection and were perhaps instrumental in inducing my efforts to become your president, and hope I may prove worthy of your kind confidence. Against none is there a

vestige of ill will on my part. You cannot separate the element of friendship and fellowship that inheres in united effort in public service from the service itself, any more than you can separate the flavor of the fruit from its food values.

Eight years of service in this Senate left me with memories and friends never to be forgotten, and of which you are equally cognizant or will be as your service here continues.

To accomplish anything in legislation and the affairs of State men must work in unison. That man never was successful who could not agree with his associates or who was never willing to give and take. From the athletic game to administration of government of a great people it takes team work to succeed.

Good fellowship and friendly relations are the necessities of united action. Jealousy and bickering and petty strife are like sands on the guides of machinery. Tolerance and confidence of good fellowship is the oil that dispels friction and gives smooth running and efficiency to the operation of legislative machinery.

We are here to carry on the work of our predecessors and to put in another panel in the hall of worthy historical achievement of this state. Let us do it harmoniously and with statesmanlike smoothness, with the saw marks of indifference obliterated and without the show of any hammer marks of hatred.

I shall endeavor to aid each and all of you whenever possible. I give you my confidence and ask yours. My utmost endeavor will be to be fair and just to all. If I make mistakes, and I shall, for all do, I ask your indulgence and pray that charity that covers a multitude of sins which is begotten in friendship.

So, Senators, in the spirit of good fellowship and the comradeship of Iowa men enlisted in the common cause of humanity, bound by the common tie of American citizenship, forgetting factions, putting obligations to our State above party affiliations, let us strive together to place and keep Iowa at the head of the column of human progress for the advancement of her interests, the happiness of her people and the welfare of her posterity.

On motion of Senator Campbell the remarks of President Kimball were ordered printed in the Journal.

Senator Bowman presented Senator Buser with a bouquet on behalf of the Senate in honor of his birthday.

The Journal of January 14th was corrected and approved.

REPORT OF BOARD OF CONTROL

To the General Assembly of the State of Iowa:

GENTLEMEN: We submit herewith a report as required by Section 2 of Chapter 309, Laws of the Fortieth General Assembly showing the amounts transferred from the sums appropriated by those acts and the amount of unexpended balances in the State Treasury, December 31, 1924.

IOWA SOLDIERS' HOME, MARSHALLTOWN, IOWA

Balances December 31, 1924:

Support	\$ 32,477.51
Contingent and repair.....	17,398.64
Lectures, moving pictures, books, periodicals, music and band expense.....	773.32

Total balances	\$ 50,649.47
No transfer of funds.	

SOLDIERS' ORPHANS' HOME, DAVENPORT, IOWA

Balances December 31, 1924:

Support (overdrawn)		\$ 901.94
Land and buildings.....	\$ 143.81	
Transportation of children.....	382.47	
Chaplain, lectures, amusements, books and periodicals	397.43	
Contingent and repair	8,233.26	
Dentist, oculist, aurist, nose and throat treat- ments	342.72	
Fixtures, floors, wainscoting, plumbing, etc., en- larging cold storage rooms.....	800.00	
Rebuilding bath rooms in children's cottages....	3,042.45	

Total balances	\$ 13,342.14
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Net balance	\$ 12,440.20
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Transfer of funds as follows:

From gymnasium apparatus.....	\$ 13.97	
To contingent and repair.....		\$ 13.97

Total funds transferred.....	\$ 13.97
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INSTITUTION FOR FEEBLE-MINDED CHILDREN, GLENWOOD, IOWA

Balances December 31, 1924:

Support (overdrawn)		\$ 7,131.40
Chaplain, lectures, amusements, books and periodicals	\$ 838.49	
Contingent and repair.....	5,720.90	
Cottage and partial equipment for 160 inmates...	1,318.78	
Cottage and equipment for 50 farm boys.....	23,622.90	
Repairs to plumbing and changes in heating system	11,322.06	

Total balances	\$ 42,833.13
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Net balances	\$ 35,701.73
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No transfer of funds.

STATE SANATORIUM FOR THE TREATMENT OF TUBERCULOSIS,
OAKDALE, IOWA

Balances December 31, 1924:

Support (overdrawn)		\$ 12,928.01
Completion and equipment of laboratory building (additional)	\$ 500.00	
Additional to hospital building.....	973.35	
Contingent and repair.....	4,627.57	
Chaplain, lectures, amusements, books, etc.....	1,207.61	
Water softener	3,612.50	

Total balances	\$ 10,921.03
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Net overdraft	\$ 2,006.98
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Transfer of funds:

From completion and equipment of laboratory building	\$ 60,725.82
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From tunnels and pipe connections.....	12,936.78	
From books and periodicals.....	1,437.70	
		<hr/>
To contingent and repair.....		\$ 75,100.30
Total funds transferred.....		<hr/>
		\$ 75,100.30

TRAINING SCHOOL FOR BOYS, ELDORA, IOWA

Balances December 31, 1924:		
Support (overdrawn)		\$ 8,431.64
Tunnels, pipe covering and equipment.....	\$ 879.23	
Purchase of land.....	288.75	
Chaplain, lectures, amusements, etc.....	255.35	
Contingent and repair.....	2,577.90	
Dental, oculist, aurist, nose and throat treat- ments	883.11	
Equipment and supplies, education department..	417.43	
Repairs to administration building.....	805.59	
Steam boilers	2,202.80	
For boys, seven cottages, toilets and bath.....	3,500.00	
Transportation of boys.....	352.92	
		<hr/>
Total balances		\$ 12,163.08
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Net balances		\$ 3,731.44
Transfer of funds as follows:		
From sanitary toilets and equipment.....	\$ 116.28	
To contingent and repair.....		\$ 116.28
		<hr/>
Total funds transferred.....		\$ 116.28

TRAINING SCHOOL FOR GIRLS, MITCHELLVILLE, IOWA

Balances December 31, 1924:		
Support	\$ 15,475.09	
Gymnasium equipment	500.00	
Dental, oculist, aurist, nose and throat treat- ments, etc.	5.41	
Furniture to replace old.....	45.40	
Renewing tunnel pipe and pipe covering and con- verting to vacuum system.....	121.68	
Chaplain	181.24	
Contingent and repair.....	2,106.59	
Library	687.98	
Music and musical instruments.....	613.97	
Repairing green house.....	1,000.00	
Transportation of girls.....	543.26	
Victrola records and motion pictures.....	212.75	
		<hr/>
Total balances		\$ 21,493.35
Transfer of funds as follows:		
From cottage and equipment.....	\$ 267.20	
From boiler and connections.....	323.88	
From wagon scales.....	173.91	
From furnishings for new cottage.....	4,809.64	
		<hr/>
To contingent and repair.....		\$ 2,495.80
To support fund.....		3,078.83
		<hr/>
Total funds transferred.....		\$ 5,574.63

MT. PLEASANT STATE HOSPITAL, MT. PLEASANT, IOWA

Balances December 31, 1924:		
Support	\$ 27,097.39	
Electric switchboard and connections.....	1,372.26	
Contingent and repair.....	8,978.31	
Employees' quarters	10,000.00	
Lectures, amusements, books and periodicals....	380.07	
Replacement of steam, hot and cold water pipes, also repairs on service tunnel.....	64.39	
		<hr/>
Total balances		\$ 47,893.42
Transfer of funds as follows:		
From laundry building and equipment.....	\$ 436.67	
From paving streets.....	190.75	
From blacksmith and repair shop.....	491.98	
From boilers and stokers.....	114.70	
		<hr/>
To contingent and repair.....		\$ 1,234.10

INDEPENDENCE STATE HOSPITAL, INDEPENDENCE, IOWA

Balances December 31, 1924:

Support	\$ 36,801.59
Railway switch	1,052.00
State's portion of drainage district (additional) ..	329.85
Contingent and repair	12,520.53

Total balances \$ 50,703.97

Transfer of funds as follows:

From railway switch	\$ 3,274.00
To contingent and repair	\$ 3,274.00

Total funds transferred..... \$ 3,274.00

CLARINDA STATE HOSPITAL, CLARINDA, IOWA

Balances December 31, 1924:

Support	\$ 61,586.50
Tubercular hospital	11,501.07
Tubercular hospital and equipment (additional) ..	15,000.00
Plumbing and fixtures	2,548.59
Completion of cow barn	1.00
Contingent and repair	10,737.11
Hospital building and equipment	83,486.64
Tubercular cottage (additional)	8,000.00

Total balances \$192,860.91

No transfer of funds.

CHEROKEE STATE HOSPITAL, CHEROKEE, IOWA

Balances December 31, 1924:

Support	\$ 16,116.27
Plumbing renewals	4,143.39
Contingent and repair	14,726.67
Corn crib and granary	403.77
Elevated tank for water supply	4,600.60
Engine and generator	10,000.00
Hospital building to accommodate 200 patients ..	76,654.81

Total balances \$126,645.51

Transfer of funds as follows:

From completion of increase and improvement of water supply	\$ 8,536.74
To contingent and repair	\$ 8,536.74

Total funds transferred..... \$ 8,536.74

STATE HOSPITAL FOR INEBRIATES, KNOXVILLE, IOWA

No balances December 31, 1924:

Transfer of funds as follows:

From support	\$ 55,560.94
To general revenue fund of the state	\$ 55,560.94

Total reverted to state..... \$ 55,560.94

STATE HOSPITAL FOR EPILEPTICS AND SCHOOL FOR FEEBLE-MINDED, WOODWARD, IOWA

Balances December 31, 1924:

Support (overdrawn)	\$ 11,975.07
Green house and garage combined	\$ 3,500.00
Poultry house	330.00
Granary and corn crib	15.90
Pictures, library books, newspapers and periodicals ..	39.21
One battery of two 260 H. P. boilers	20,000.00
Contingent and repair	1,117.78
Cottage and equipment for girls	514.24
Slaughterhouse and equipment	2,500.00

Total balances \$ 28,017.13

Total net balances..... \$ 16,042.06

Transfer of funds as follows:

From new tunnels.....	\$ 14.50	
From contingent and repair.....	1,297.67	
Water	2,329.56	
From chapel, assembly, hall, library and school building	1,355.97	
To contingent and repair.....		\$ 3,700.03
To southeast wing of employes' building.....		1,297.67
Total funds transferred.....		\$ 4,997.70

THE MEN'S REFORMATORY, ANAMOSA, IOWA

Balances December 31, 1924:

Support	\$ 77,921.28	
Feed water heaters.....	1,000.00	
Fireproofing floors, ceiling and roof.....	5,000.00	
Gate receipts	1,321.17	
Repair of pipe organ.....	200.00	
Shafting, etc., industrial building.....	450.00	
Motors and wire, industrial building.....	980.00	
Contingent and repair.....	10,065.83	
Dental, oculist, aurist, nose and throat treatments	1,500.00	
Lectures, amusements, books and periodicals....	391.78	
Transportation of prisoners and gift money.....	1,157.22	
Establishing and maintaining industries.....	259,461.37	
Total balances		\$359,448.65

Transfer of funds as follows:

From carpet loom.....	\$ 10.00	
From heating equipment, industrial building....	.16	
From hog house.....	412.15	
To contingent and repair.....		\$ 422.31
Total funds transferred.....		\$ 422.31

STATE PENITENTIARY, FORT MADISON, IOWA

Balances December 31, 1924:

Support	\$ 6,980.77	
Gate receipts	1,239.84	
Addition for cell house construction.....	94,388.76	
Contingent and repairs.....	6,706.20	
Dental, oculist, aurist, nose and throat treatments and necessary supplies	1,143.14	
Converting horse barn into duplex for employes	2,638.52	
Lectures and concerts.....	1,982.49	
Establishing and maintaining industries.....	130,681.07	
Total balances		\$245,760.79

Transfer of funds as follows:

From fencing	\$ 95.51	
To contingent and repair.....		\$ 95.51
Total funds transferred.....		\$ 95.51

THE WOMEN'S REFORMATORY, ROCKWELL CITY, IOWA

Balances December 31, 1924:

Support	\$ 9,142.87	
Furniture	267.58	
Laundry equipment	1,401.01	
Transfer of females.....	670.24	
Lectures and amusements.....	160.33	
Contingent and repair.....	10,010.24	
Total balances		\$ 21,652.27

No transfer of funds:

STATE JUVENILE HOME, TOLEDO, IOWA

Balances December 31, 1924:

Support	\$ 14,670.65	
Fences, gates, walks and roads.....	727.27	
Dental, oculist, aurist, etc.....	880.02	
Contingent and repair.....	9,614.96	
Chaplain, lectures, amusements, books and periodicals	829.98	

Dormitory	2,193.02	
Central heating plant, including pumps and machinery	500.00	
Laying of water and sewer mains and continuance of outlets.....	903.47	
Total balances		\$ 30,319.37
Transfer of funds as follows:		
From electric wiring and lighting from commercial sources	\$ 12.50	
From poultry house.....	564.65	
From sewer main and continuation to outlet....	204.64	
From farm implements, tools, etc.....	5.97	
From silo	75.00	
From superintendent's cottage.....	29.70	
From laying of water and sewer mains and continuance of outlets.....	6,265.03	
To dental, oculist, aurist, etc.....		\$ 110.67
To contingent and repair.....		7,046.82
Total funds transferred.....		\$ 7,157.49

GENERAL APPROPRIATION, SECTION 18, CHAPTER 309, LAWS OF THE
40TH G. A.

Balance in fund December 31, 1924.....\$18,485.49

RECAPITULATION OF BALANCES

Name of Institutions	Support Fund Overdraft	Support Fund Balances	Special Fund Balances
Iowa Soldiers' Home.....		\$ 32,477.51	\$ 18,171.96
Soldiers' Orphans' Home.....	\$ 901.94		13,842.14
Institution for Feeble-Minded Children..	7,131.40		42,833.13
State Sanatorium for the Treatment of Tuberculosis	12,928.01		10,921.03
Training School for Boys.....	8,431.64		12,163.08
Training School for Girls.....		15,475.09	6,018.26
Mt. Pleasant State Hospital.....		27,097.39	20,796.03
Independence State Hospital.....		36,801.59	13,902.38
Clarinda State Hospital.....		61,586.50	131,274.41
Cherokee State Hospital.....		16,116.27	110,529.24
Hospital for Epileptics and School for Feeble-Minded	11,975.07		28,017.13
The Men's Reformatory.....		77,921.28	281,527.37
State Penitentiary		6,980.77	238,780.02
The Women's Reformatory.....		9,142.87	12,509.40
State Juvenile Home.....		14,670.65	15,648.72
General Appropriation			18,485.49
Totals	\$ 41,368.06	\$298,269.92	\$974,919.79

RECAPITULATION OF FUNDS TRANSFERRED AND RETURNED TO
GENERAL REVENUE

Names of Institution	Transferred	Returned to General Revenue
Soldiers' Orphans' Home.....	\$ 13.97	
State Sanatorium for the Treatment of Tuberculosis	75,100.00	
Training School for Boys.....	116.28	
Training School for Girls.....	5,574.63	
Mt. Pleasant State Hospital.....	1,234.10	
Independence State Hospital.....	3,274.00	
Cherokee State Hospital	8,536.74	
State Hospital for Inebriates.....		\$ 55,560.94
State Hospital for Epileptics and School for Feeble-minded	4,997.70	
The Men's Reformatory.....	422.31	
State Penitentiary	95.51	
Juvenile Home	7,157.49	
Totals	\$106,522.73	\$ 55,560.94

The overdrafts in the Support Funds at some of the institutions are due to changes in the law effective October 28, 1924, providing that the monthly per capita shall be credited on the first day of the succeeding month for

the preceding month instead of in advance. The December credits for these institutions were not available until January 1, 1925, after the books had been closed.

BOARD OF CONTROL OF STATE INSTITUTIONS.
By A. W. McCALL, Chairman.

On motion of Senator Stoddard the Senate adjourned until
1:30 p. m. Tuesday, January 20th.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 20, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Allen Birchenough, rector of St. James Episcopal church of Oskaloosa, Iowa.

On motion of Senator White, rule 33 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Browne for the day on request of Senator Nelson; Senator Romkey for the day on request of Senator Snook; Senator Perkins for the day on request of Senator Bergman.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the committees designated:

By Senator McLeland, from the Iowa State Fair managers, relating to an appropriation for the expenses of sending the Franklin county boys' judging team to Europe. Appropriations.

INTRODUCTION OF BILLS

Senate File No. 6, by Senator Shane, a bill for an act to amend sections sixty-one fifty-two (6152), and sixty-one fifty-three (6153) of the Code of 1924, relating to the powers of the board of water works trustees.

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

Senate File No. 7, by Senator Cessna, a bill for an act to amend section nine thousand seven hundred nineteen (9719) of chapter four hundred twenty-six (426) of the 1924 Code, relating to bonded warehouses for agricultural products.

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

Senate File No. 8, by Senator Campbell, a bill for an act to amend the law as it appears in section 1396, chapter 70 of the 1924 Code, relating to workmen's compensation.

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

Senate File No. 9, by Senator Brookhart, a bill for an act to amend section one hundred and forty (140), section five thousand six hundred fifty-one (5651), and section seven thousand four hundred and four (7404) of the Code, 1924, relating to interest on deposits of public funds.

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

SENATE COMMITTEES

The President announced the appointment of the following committees:

AGRICULTURE

Buser—Chairman	Brookhart	Dean	Browne
Cessna	Bowman	Kern	White
Shaff	Campbell	Mills	Langfitt
Bergman	Fackler	Rigby	McLeland
Breakenridge	Gunderson	Shinn	Nelson
Stoddard	Ellis	Slemmons	Brookins
Benson			

APPROPRIATIONS

Stoddard—	Haskell	Gilchrist	Breakenridge
Chairman	Hartman	Brookins	Langfitt
Bergman	Horchem	Dean	Shaff
Buser	Perkins	Fackler	Nelson
Bowman	Roberts	White	Reed
Goodwin			

BANKS

Shane—	Perkins	Benson	White
Chairman	Roberts	Breakenridge	Dean
Baird	Gunderson	Campbell	Ellis
Bergman	Johnston	Shinn	Kern
Fulton			Rigby

BOARD OF CONTROL

Kimberly—	Dean	Slemmons	Mills
Chairman	Horchem	Snook	Bergman
Bowman	Perkins	Darting	

CHARITABLE AND CORRECTIONAL INSTITUTIONS

Roberts—	Darting	Clearman	Schmedika
Chairman	Gunderson	Skromme	Rees
Rigby			

CHILD WELFARE

Gunderson — Chairman	Clark Clearman	Ellis Langfitt	Stanley Skromme
Benson	Darting	Ramsey	

CITIES AND TOWNS

Haskell— Chairman	Brookhart Horchem	Shaff Shane	McLeland Romkey
Fulton	Baird	Stoddard	Skromme
Cavanaugh	Johnston	Kimberly	Buser
Bowman	Reed	Goodwin	

CLAIMS

Browne— Chairman	Baird McLeland	Rees Snook	Schmedika Skromme
Langfitt	Hartman		

CODE REVISION

Cavanaugh — Chairman	Johnston Baird	Brookhart Gilchrist	Reed Campbell
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COMMERCE AND TRADE

Kern—Chairman	Haskell Slemmons	Clearman Ellis	Clark Schmedika
Cessna McLeland			

CONSERVATION

Dean—Chairman	Haskell Shaff	Stoddard Rees	Brookins Horchem
Fulton			

CONSTITUTIONAL AMENDMENTS

Skromme— Chairman	Brookhart Breakenridge	Cavanaugh Gunderson	Reed Browne
Baird	Campbell	Langfitt	White

CORPORATIONS

Clearman— Chairman	Brookins Dotts	Romkey Skromme	Ramsey Snook
Langfitt			

COUNTY AND TOWNSHIP AFFAIRS

Slemmons— Chairman	Cavanaugh Benson	Breakenridge Kimberly	Romkey Shinn
Goodwin	Clark		

DAIRY AND FOOD

Nelson— Chairman	Hartman Clearman	Mills Romkey	Slemmons Browne
Bowman	Kern	Shinn	Schmedika

DEPARTMENTAL AFFAIRS

Cessna— Chairman	Buser Campbell	Rigby Roberts	Schmedika Slemmons
Bergman	Darting	White	

DRAINAGE

Breakenridge— Chairman	Gilchrist Gunderson	Romkey Schmedika	Buser Rees
Reed	Browne		

EDUCATIONAL INSTITUTIONS

Goodwin— Chairman	Perkins	Roberts	Langfitt
Breakenridge	Bowman	Baird	Horchem
Benson	Rigby	Gilchrist	Clearman
	Cavanaugh		

ELECTIONS

Bowman— Chairman	Brookhart	Romkey	Horchem
Fulton	Shane	Ramsey	Clark
	Nelson	Kimberly	

ENROLLED BILLS

Stanley— Chairman	Kern	McLeland
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FISH AND GAME

Rees—Chairman	Bergman	Fackler	Mills
Cavanaugh	Brookins	Ramsey	Ellis
Bowman	Hartman	Shaff	

HIGHWAYS

Shaff—Chairman	Mills	Fackler	Benson
Haskell	Rigby	Dean	Bergman
Langfitt	Gunderson	Clark	Brookins
Stoddard	Johnston	Cessna	Breakenridge
Perkins	Horchem	Cavanaugh	Nelson
Roberts	Goodwin	Buser	

HORTICULTURE AND FORESTRY

Benson— Chairman	Browne	Hartman	Skromme
	Shinn	Rees	

INSURANCE

Darting— Chairman	Haskell	Buser	Cavanaugh
Fulton	Kimberly	Goodwin	Rees
Brookhart	Shane	Gilchrist	Dean

JUDICIARY NO. 1

Reed—Chairman	Baird	Ramsey	Darting
Gilchrist	Benson	Shinn	Browne
Johnston	Perkins	White	

JUDICIARY NO. 2

Brookhart— Chairman	Cavanaugh	Cessna	Stanley
Campbell	Buser	Roberts	Ellis
	Dotts	Horchem	Schmedika

LABOR

Shinn—Chairman	Roberts	Darting	Breakenridge
Bergman	Clearman	Fulton	Dean
Kern	Fackler	Gilchrist	Snook
Mills	Clark	Ramsey	Ellis

LAND TITLES

Johnston— Chairman	Rigby	Gilchrist	Fulton
Reed	Baird	Clark	Snook

MANUFACTURES

McLeland— Chairman	Bergman Brookins	Bowman Darting	Fulton Kimberly
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MILITARY AFFAIRS

Mills—Chairman	Campbell	Clark	Ellis
Goodwin	Cessna	Fackler	Dotts
Johnston			

MINES AND MINING

Clark—Chairman	Dotts	Goodwin	Shane
Ellis	Stanley	Cessna	Snook
Skromme			

MOTOR VEHICLES

Brookins— Chairman	Bergman Buser	Kern Roberts	Stoddard White
Cessna	Cavanaugh	Slemmons	

PHARMACY

Fackler— Chairman	Breakenridge	Romkey	Stanley
Mills	Shane	Slemmons	Nelson

POLITICAL DISTRICTS

Dotts—Chairman	Kern	Rees	White
Stanley	Gunderson	Snook	Buser
Hartman	Nelson		

PRINTING

Ramsey— Chairman	Browne Dotts	Shane Ellis	Slemmons
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PUBLIC BUILDINGS AND LANDS

Rigby— Chairman	Clearman	Dotts	Nelson
Skromme	Stanley	Reed	Schmedika

PUBLIC HEALTH

Hartman— Chairman	Nelson	Darting	Cessna
Shaff	McLeland	Shane	Brookhart
Goodwin	Haskell	Fackler	Snook

PUBLIC LIBRARY

Langfitt— Chairman	Campbell Perkins	Goodwin McLeland	Kimberly Gunderson
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PUBLIC SCHOOLS

Gilchrist— Chairman	Stoddard	Brookins	Ellis
Rigby	Horchem	Baird	Stanley
	Johnston	Dean	

PUBLIC UTILITIES

Fulton— Chairman	Shaff	Rigby	Ramsey
Perkins	Johnston	Kern	McLeland
	Haskell	Romkey	

RAILROADS

Baird—Chairman	Haskell	Shane	Hartman
Bergman	Kimberly	Shaff	Schmedika
Goodwin	Stoddard	Shinn	Rigby

RULES

Campbell— Chairman	Bowman Clearman	Dotts Rees	Stanley
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SENATE MEMBERS OF RETRENCHMENT AND REFORM

Perkins— Chairman	Stoddard Reed	White	Horchem
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SUPPRESSION OF INTEMPERANCE

Romkey— Chairman	Brookhart Skromme Mills	Dotts Fackler	Ellis Clearman
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TELEGRAPH AND TELEPHONES

Bergman— Chairman	Stoddard Shane	Johnston Gilchrist	Ramsey Hartman
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WAYS AND MEANS

Perkins— Chairman	Baird Brookins	Reed Shaff	Browne Kimberly
Fulton	Campbell	Shinn	Nelson
Cessna	Haskell	Darting	Schmedika
Buser			

SENATORS AND THEIR RESPECTIVE COMMITTEES

BAIRD

Railroads—Chairman	Educational Institu- tions	Claims
Judiciary No. 1	Banks	Code Revision
Land Titles	Cities and Towns	Constitutional Amend- ments
Schools	Ways and Means	

BENSON

Horticulture and For- estry—Chairman	County and Township Affairs	Highways
Banks	Educational Institu- tions	Judiciary No. 1
Agriculture		Child Welfare

BERGMAN

Telegraph and Tele- phones—Chairman	Fish and Game	Manufactures
Agriculture	Banks	Railroads
Highways	Motor Vehicles	Departmental Affairs
	Appropriations	Board of Control

BOWMAN

Elections—Chairman	Cities and Towns	Fish and Game
Agriculture	Dairy and Food	Manufactures
Appropriations	Educational Institu- tions	Rules
Board of Control		

BREAKENRIDGE

Drainage—Chairman	County and Township	Highways
Agriculture	Affairs	Labor
Appropriations	Educational Institu-	Pharmacy
Banks	tions	Constitutional Amend-
		ments

BROOKHART

Judiciary No. 2—Chair-	Code Revision	Suppression of Intem-
man	Elections	perance
Agriculture	Insurance	Constitutional Amend-
Cities and Towns	Health	ments

BROOKINS

Motor Vehicles—Chair-	Fish and Game	Ways and Means
man	Highways	Telegraph and Tele-
Appropriations	Manufactures	phones
Conservation	Schools	Agriculture
Corporations		

BROWNE

Claims—Chairman	Dairy and Food	Judiciary No. 1
Horticulture and For-	Agriculture	Constitutional Amend-
estry	Drainage	ments
Printing	Ways and Means	

BUSER

Agriculture—Chairman	Highways	Ways and Means
Appropriations	Insurance	Political Districts
Cities and Towns	Judiciary No. 2	Drainage
Departmental Affairs	Motor Vehicles	

CAMPBELL

Rules—Chairman	Departmental Affairs	Ways and Means
Agriculture	Judiciary No. 2	Constitutional Amend-
Banks	Military Affairs	ments
Code Revision	Public Libraries	

CAVANAUGH

Code Revision—Chair-	Educational Institu-	Judiciary No. 2
man	tions	Motor Vehicles
Cities and Towns	Fish and Game	Constitutional Amend-
County and Township	Highways	ments
Affairs	Insurance	

CESSNA

Departmental Affairs—	Highways	Motor Vehicles
Chairman	Judiciary No. 2	Public Health
Agriculture	Military Affairs	Ways and Means
Commerce and Trade	Mines and Mining	

CLARK

Mines and Mining—	County and Township	Land Titles
Chairman	Affairs	Military Affairs
Child Welfare	Highways	Elections
	Labor	Commerce and Trade

CLEARMAN

Corporations—Chairman	Commerce and Trade	Suppression of Intemperance
Charitable and Correctional Institutions	Dairy and Food	Educational Institutions
Child Welfare	Labor	
	Public Buildings	
	Rules	

DARTING

Insurance—Chairman	Child Welfare	Manufactures
Board of Control	Departmental Affairs	Health
Charitable and Correctional Institutions	Judiciary No. 1	Ways and Means
	Labor	

DEAN

Conservation—Chairman	Banks	Insurance
Agriculture	Board of Control	Labor
Appropriations	Highways	Public Schools

DOTTS

Political Districts—Chairman	Military Affairs	Printing
Judiciary No. 2	Rules	Public Buildings
Mines and Mining	Suppression of Intemperance	Corporations

ELLIS

Agriculture	Judiciary No. 2	Public Schools
Banks	Labor	Suppression of Intemperance
Commerce and Trade	Military Affairs	Mines and Mining
Child Welfare	Printing	
Fish and Game		

FACKLER

Pharmacy—Chairman	Highways	Public Health
Agriculture	Labor	Suppression of Intemperance
Appropriations	Military Affairs	
Fish and Game		

FULTON

Public Utilities—Chairman	Conservation	Land Titles
Banks	Elections	Manufactures
Cities and Towns	Insurance	Ways and Means
	Labor	

GILCHRIST

Public Schools—Chairman	Educational Institutions	Labor
Appropriations	Insurance	Land Titles
Code Revision	Judiciary No. 1	Telegraph and Telephones
Drainage		

GOODWIN

Educational Institutions—Chairman	County and Township Affairs	Mines and Mining
Appropriations	Highways	Public Health
Cities and Towns	Insurance	Public Libraries
	Military Affairs	Railroads

GUNDERSON

Child Welfare—Chairman	Charitable and Correctional Institutions	Highways
Agriculture	Political Districts	Public Libraries
Banks	Drainage	Constitutional Amendments

HARTMAN

Public Health—Chairman	Dairy and Food	Railroads
Appropriations	Fish and Game	Telegraph and Telephones
Claims	Horticulture and Forestry	
Political Districts		

HASKELL

Cities and Towns—Chairman	Conservation	Public Utilities
Appropriations	Highways	Railroads
Commerce and Trade	Insurance	Ways and Means
	Public Health	

HORCHEM

Retrenchment and Reform	Cities and Towns	Elections
Appropriations	Conservation	Highways
Board of Control	Educational Institutions	Judiciary No. 2
		Public Schools

JOHNSTON

Land Titles—Chairman	Code Revision	Public Schools
Banks	Highways	Public Utilities
Cities and Towns	Judiciary No. 1	Telephones and Telegraph
	Military Affairs	

KERN

Commerce and Trade—Chairman	Dairy and Food	Motor Vehicles
Agriculture	Enrolled Bills	Public Utilities
Political Districts	Labor	Banks

KIMBERLY

Board of Control—Chairman	County and Township Affairs	Manufactures
Cities and Towns	Elections	Public Libraries
	Insurance	Railroads
		Ways and Means

LANGFITT

Public Libraries—Chairman	Corporations	Educational Institutions
Appropriations	Child Welfare	Constitutional Amendments
Claims	Highways	
	Agriculture	

MCLELAND

Manufactures—Chairman	Commerce and Trade	Public Libraries
Cities and Towns	Enrolled Bills	Public Utilities
Claims	Public Health	Agriculture

MILLS

Military Affairs—Chairman	Dairy and Food	Pharmacy
Agriculture	Fish and Game	Suppression of Intemperance
Board of Control	Highways	
	Labor	

NELSON

Dairy and Food—
Chairman
Agriculture
Appropriations

Political Districts
Elections
Highways
Public Buildings

Public Health
Ways and Means
Pharmacy

PERKINS

Ways and Means—
Chairman
Appropriations
Banks
Board of Control

Educational Institu-
tions
Highways
Judiciary No. 1

Public Libraries
Public Utilities
Retrenchment and Re-
form

RAMSEY

Printing—Chairman
Child Welfare
Corporations
Elections

Fish and Game
Judiciary No. 1
Labor

Public Utilities
Telegraph and Tele-
phones

REED

Judiciary No. 1—Chair-
man
Ways and Means
Cities and Towns
Code Revision

Land Titles
Public Buildings
Drainage
Retrenchment and Re-
form

Constitutional Amend-
ments
Appropriations

REES

Fish and Game—
Chairman
Claims
Political Districts

Conservation
Horticulture and For-
estry
Insurance

Drainage
Charitable and Correc-
tional Institutions
Rules

RIGBY

Public Buildings—
Chairman
Agriculture
Banks

Charitable and Correc-
tional Institutions
Departmental Affairs
Educational Institu-
tions

Highways
Land Titles
Public Schools
Railroads
Public Utilities

ROBERTS

Charitable and Correc-
tional Institutions—
Chairman
Appropriations

Banks
Departmental Affairs
Educational Institu-
tions

Highways
Judiciary No. 2
Labor
Motor Vehicles

ROMKEY

Suppression of Intem-
perance—Chairman
Cities and Towns
Corporations

County and Township
Affairs
Dairy and Food
Drainage

Elections
Pharmacy
Public Utilities

SCHMEDIKA

Charitable and Correc-
tional Institutions—
Dairy and Food
Departmental Affairs

Drainage
Judiciary No. 2
Ways and Means
Claims

Commerce and Trade
Railroads
Public Buildings

SHAFF

Highways—Chairman	Conservation	Public Utilities
Agriculture	Fish and Game	Railroads
Appropriations	Public Health	Ways and Means
Cities and Towns		

SHANE

Banks—Chairman	Mines and Mining	Railroads
Cities and Towns	Pharmacy	Telegraph and Tele-
Elections	Printing	phones
Insurance	Public Health	

SHINN

Labor—Chairman	Dairy and Food	Railroads
Agriculture	Horticulture and For-	Suppression of Intem-
Banks	estry	emperance
County and Township	Judiciary No. 1	Ways and Means
Affairs		

SKROMME

Constitutional Amend-	Public Buildings	Claims
ments—Chairman	Suppression of Intem-	Horticulture and For-
Charitable and Correc-	perance	estry
tional Institutions	Child Welfare	Mines and Mining
Corporations	Cities and Towns	

SLEMMONS

County and Township	Commerce and Trade	Pharmacy
Affairs—Chairman	Dairy and Food	Printing
Agriculture	Departmental Affairs	Motor Vehicles
Board of Control		

SNOOK

Board of Control—	Corporations	Public Health
Claims	Labor	Land Titles
Political Districts	Mines and Mining	

STANLEY

Enrolled Bills—Chair-	Judiciary No. 2	Public Buildings
man	Mines and Mining	Public Schools
Child Welfare	Pharmacy	Rules
Political Districts		

STODDARD

Appropriations—Chair-	Highways	Railroads
man	Retrenchment and Re-	Telegraph and Tele-
Agriculture	form	phones
Cities and Towns	Motor Vehicles	
Conservation	Public Schools	

WHITE

Retrenchment and Re-	Political Districts	Constitutional Amend-
form	Departmental Affairs	ments
Agriculture	Judiciary No. 1	Banks
Appropriations	Motor Vehicles	

The resignation of Elmer A. Beck as committee clerk for Senator Shaff, effective January 15th, was accepted.

APPOINTMENT OF SENATE PAGES AND LIEUTENANT GOVERNOR'S CLERK

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

Edward McCarthy, Page to the Lieutenant Governor.
Thelma Campbell, Telephone Page.
Curtis Hartman.
Everett Law.
Glenn A. Wilson.
Meredith Williams.
Merrill Schuetz.

I also hereby appoint Elmer A. Beck as secretary to the Lieutenant Governor, effective as of Friday, January 16th, 1925.

CLEM F. KIMBALL,
Lieutenant Governor.

REPORT OF COMMITTEE ON COMMITTEE CLERKS

Senator Gilchrist presented the following report, and moved its adoption:

MR. PRESIDENT: Your committee to whom was referred the examination for clerkships in the Senate, begs leave to report that they have found the following to be proficient and recommend that she be chosen: Minnie A. Wilder, Senator Shaff.

F. C. GILCHRIST, *Chairman.*
GEO. CLEARMAN.
C. J. FULTON.

The report was adopted.

The following persons appeared before the bar of the Senate and were duly sworn:

W. W. Peterson.
Elmer Beck.
Laura Schulze.
E. E. Moore.
Edward McCarthy.
Thelma Campbell.

Curtis Hartman.
Everett Law.
Glen A. Wilson.
Meredith Williams.
Merrill Schuetz.

PRINTING OF COMMITTEE LISTS

Senator Ramsey offered the following resolution:

SENATE CONCURRENT RESOLUTION NO. 3

Be It Resolved by the Senate, the House concurring: That, following announcement of standing committees by the President of the Senate and Speaker of the House, the Secretary of the Senate and the Chief Clerk of the House are instructed to prepare and have printed in pamphlet form a list showing as to each house:

1. Officers.
2. Alphabetical list of members of each House, with seat number and home county.
3. Standing committees and membership thereof, and room to which assigned.
4. Members of each House, with list of committees to which each member is assigned.
5. City addresses and telephone numbers of officers and members.
6. Committee clerks, with addresses and telephone numbers.

Such pamphlet to be approximately three by five and one-half inches in size, corresponding in general make-up to that used at the last session; eight hundred copies thereof to be promptly printed for use of the Senate, and twelve hundred thereof for the House; and one copy, with his name printed thereon, to be furnished each officer and member.

By unanimous consent the resolution was taken up and considered.

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

Ayes, 45.

Baird	Clearman	Haskell	Roberts
Benson	Darting	Horchem	Schmedika
Bergman	Dean	Johnston	Shaff
Bowman	Dotts	Kern	Shane
Breakenridge	Ellis	Langfitt	Shinn
Brookhart	Fackler	McLeland	Skromme
Brookins	Fulton	Mills	Slemmons
Buser	Gilchrist	Nelson	Snook
Campbell	Goodwin	Ramsey	Stanley
Cavanaugh	Gunderson	Rees	Stoddard
Cessna	Hartman	Rigby	White
Clark			

Nays, none.

Absent or not voting, 5.

Browne	Perkins	Reed	Romkey
Kimberly			

The resolution was adopted.

INVITATION TO HON. FRANK O. LOWDEN

Senator Goodwin offered the following resolution:

SENATE CONCURRENT RESOLUTION NO. 4

Resolved by the Senate, the House concurring: That the Hon. Frank O. Lowden, former governor of Illinois, who comes to Des Moines as a guest of the Grant club, be invited to address the members of the Forty-first General Assembly in joint convention in the House chamber at two o'clock Wednesday afternoon, January 21.

By unanimous consent the resolution was taken up, considered, and adopted.

SUPPLEMENTARY REPORT OF COMMITTEE ON MILEAGE

Senator Brookins offered the following supplementary report of the committee on mileage, and moved its adoption:

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

Senator Dean, additional mileage, 56 miles, \$5.60.

A. T. BROOKINS, *Chairman.*
W. J. BREAKENRIDGE,
C. A. BENSON.

The report was adopted.

BILLS REFERRED

The President announced that the following bills, previously introduced, would be referred as follows:

Senate File No. 3, by Senator Brookhart, referred to committee on judiciary No. 1.

Senate File No. 4, by Senator Fulton, referred to committee on ways and means.

Senate File No. 5, by Senator Gilchrist, referred to committee on schools.

HOUSE MESSAGE CONSIDERED

House File No. 1, a bill for an act authorizing the executive council to rent suitable office space for the use of the state government and providing an appropriation therefor.

Read first and second times and referred to special committee on room assignments for state departments.

J. W. Jarnagin was assigned seat No. 57 in the press gallery.

The Journal of January 15th was corrected and approved.

On motion of Senator Cessna the Senate adjourned until 10 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 21, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. George E. Purdy, pastor of the Christian church of Oskaloosa.

On motion of Senator Cessna, rule 33 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Kimberly for the day on request of Senator Stoddard.

The President of the Senate announced that the editor of the code had filed with him certain recommendations relating to revision of the code, which recommendations were referred to the committee on code revision.

INTRODUCTION OF BILLS

Senate File No. 10, by Senator Romkey, a bill for an act to amend section eight thousand fifty-six (8056) of the Code, 1924, relating to transportation lines.

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

Senate File No. 11, by Senator Brookins, a bill for an act to amend chapter three hundred (300) of title XV of the Code of 1924, relating to municipal hospitals and providing for the method of abandonment and disposition of the same.

Read first and second times and referred to committee on public health.

Senate File No. 12, by Senator Romkey, a bill for an act to amend section nineteen hundred twenty-four (1924) of chapter ninety-four (94), title six (6), Code of Iowa, 1924, relative to the manufacture, sale and keeping for sale of intoxicating liquors.

Read first and second times and referred to committee on suppression of intemperance.

Senate File No. 13, by Senator Baird, a bill for an act authorizing cities and towns owning waterworks, including cities under special charter, to extend water mains and levy special assessments therefor against the privately owned property.

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

Senate File No. 14, by Senator Goodwin, a bill for an act to amend section five thousand, nine hundred fifty of the Code, 1924, relating to the power of cities and towns to remove snow, ice or accumulations from sidewalks and to assess the cost thereof to abutting property.

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

Senate File No. 15, by Senator Goodwin, a bill for an act to amend section six thousand fifteen of the Code, 1924, relating to the construction, reconstruction or repairing of sewers and providing a method of payment therefor.

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

Senate File No. 16, by Senator Goodwin, a bill for an act to amend section six thousand, one hundred sixty-one of the Code, 1924, relating to the ownership, purchase, maintenance and operation of waterworks by cities having a population of one hundred thousand inhabitants or over.

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

Senate File No. 17, by Senator Eowman, a bill for an act providing for a depositors' guarantee fund for the protection of bank depositors, authorizing the assessment of banks for the creation and maintenance of the fund, making certain provisions for the liquidation of insolvent banks, exempting banks from giving security to protect public funds, providing penalties for certain violations and authorizing the enforcement of the law by the superintendent of banking.

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

Senate File No. 18, by Senator Fulton, a bill for an act to repeal sections thirty-nine (39) to forty-six (46), inclusive, Code, 1924,

relative to the standing committee on retrenchment and reform.

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

Senate Joint Resolution No. 1, by Senator Gilchrist, as follows:

SENATE JOINT RESOLUTION

Joint Resolution proposing an amendment to section thirty-four (34) of article three (3) of the constitution of the state of Iowa, as said section now appears on page fifty-three (53) Code, 1924, relating to the apportionment of the state into senatorial districts.

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

Section 1. Number of Senators. That the following amendment to section thirty-four (34) of article three (3) of the constitution of the state of Iowa, as said section now appears on page fifty-three (53), Code, 1924, be and the same is hereby proposed:

That the period (.) at the end of said section thirty-four (34) of article three (3) of the constitution of the state of Iowa be stricken and the following inserted:

“, but no county shall be entitled to more than one (1) senator.”

Sec. 2. Be it further resolved that the foregoing proposed amendment be and the same is hereby referred to the legislature to be chosen at the next general election for members of the next general assembly, and that the secretary of state cause the same to be published for three (3) months previous to the date of said election as provided by law.

Read first and second times and referred to committee on constitutional amendments.

By unanimous consent, on request of Senator Romkey, 500 extra copies of Senate File No. 10 were ordered printed.

FARMERS' EXPORT CORPORATION RESOLUTION

Senator Campbell offered the following resolution:

SENATE CONCURRENT RESOLUTION NO. 5

Relating to the creation by Congress of a Farmers' Export Corporation.

Be It Resolved by the Senate, the House concurring: That we favor the enactment by Congress of legislation for the establishment of a Farmers' Export Corporation, invested with such powers as will enable them to divert the surplus of farm commodities so as to make the protective tariff effective to equalize agriculture with other industries.

The resolution was laid over under the rules.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File No. 1.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

REPORT OF COMMITTEE ON ROOMS

Senator Bowman, from the committee on assignment of committee rooms, offered the following report:

MR. PRESIDENT: Your committee on assignment of committee rooms reports the following assignments:

	Mon.	Tues	Wed.	Thurs.	Fri.	Sat.
Room 16—						
Labor.....	1:30 P. M.		1:30 P. M.			
Public Utilities.....		1:30 P. M.		3:00 P. M.		
Telegraph and Telephone.....		3:00 P. M.			1:30 P. M.	
Board of Control.....	3:00 P. M.		3:00 P. M.			
Public Library.....	4:00 P. M.		4:00 P. M.			
Charitable and Correctional Institutions.....		4:00 P. M.			4:00 P. M.	
Code Revision.....				1:30 P. M.	3:00 P. M.	
Room 15—						
County and Town Affairs.....	1:30 P. M.		3:00 P. M.			
Public Health.....		3:00 P. M.		1:30 P. M.		
Fish and Game.....		1:30 P. M.		3:00 P. M.		
Conservation.....			1:30 P. M.		3:00 P. M.	
Commerce and Trade.....	3:00 P. M.				1:30 P. M.	
Political Districts.....		4:00 P. M.		4:00 P. M.		
Child Welfare.....	4:00 P. M.		4:00 P. M.			
Room 28—						
Dairy and Food.....	1:30 P. M.				4:00 P. M.	
Corporations.....		3:00 P. M.		3:00 P. M.		
Military Affairs.....			4:00 P. M.		3:00 P. M.	
Constitutional Amendments.....	3:00 P. M.		1:30 P. M.			
Sup. of Intemperance.....		1:30 P. M.		4:00 P. M.		
Public Buildings and Lands.....	4:00 P. M.			1:30 P. M.		
Railroads.....			3:00 P. M.		1:30 P. M.	
Room 20—						
Motor Vehicles.....		1:30 P. M.			3:00 P. M.	
Drainage.....	1:30 P. M.		3:00 P. M.			
Mines and Mining.....		4:00 P. M.		1:30 P. M.		
Depart. Affairs.....	3:00 P. M.		1:30 P. M.			
Manufactures.....		3:00 P. M.			4:00 P. M.	
Horti. and Forestry.....	4:00 P. M.			3:00 P. M.		
Claims.....			4:00 P. M.		1:30 P. M.	
Room 21—						
Pharmacy.....	1:30 P. M.			4:00 P. M.		
Banks.....	4:00 P. M.		3:00 P. M.			
Insurance.....	3:00 P. M.		1:30 P. M.			
Elections.....		1:30 P. M.		3:00 P. M.		
Land Titles.....		3:00 P. M.			3:00 P. M.	
Educational Institutions.....		4:00 P. M.			1:30 P. M.	
Printing.....			4:00 P. M.		4:00 P. M.	

	Mon.	Tues.	Wed.	Thrus.	Fri.	Sat
Room 22—						
Ways and Means.....	3:00 P. M.			1:30 P. M.		
Judiciary No. 1.....	1:30 P. M.		1:30 P. M.		3:00 P. M.	
Judiciary No. 2.....		1:30 P. M.		2:30 P. M.		1:30 P. M.
Room 23—						
Agriculture.....			3:00 P. M.		1:30 P. M.	
Highways.....		3:00 P. M.		3:00 P. M.	4:00 P. M.	
Cities and Towns.....	1:30 P. M.		4:00 P. M.			
Lt. Governor's Room—						
Appropriations.....	4:00 P. M.			4:00 P. M.		
Public Schools.....		1:30 P. M.		1:30 P. M.		
Rules.....	2:00 P. M.		2:00 P. M.			
Room 25—						
Journal Clerks.....						
Room 26—						
Secretary and Enrolled Bills.....						

M. L. BOWMAN, *Chairman.*
W. G. HASKELL.
W. E. MCLELAND.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House Concurrent Resolution No. 3, relating to the creation by Congress of a Farmers' Export Corporation.

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

Senate Concurrent Resolution No. 4, extending an invitation to the Hon. Frank O. Lowden, former governor of Illinois, to address the members of the Forty-first General Assembly in joint convention at two o'clock Wednesday afternoon, January 21.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 3 CONSIDERED

By unanimous consent, on request of Senator Campbell, the following resolution was considered:

CONCURRENT RESOLUTION

Relating to the creation by Congress of a Farmers' Export Corporation.

Be It Resolved by the House of Representatives, the Senate concurring: That we favor the enactment by Congress of legislation for the establishment of a Farmers' Export Corporation, invested with such powers as will enable them to divert the surplus of farm commodities so as to make the protective tariff effective in equalizing agriculture with other industries.

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

Ayes, 47.

Baird	Clark	Johnston	Romkey
Benson	Clearman	Kern	Schmedika
Bergman	Darting	Langfitt	Shaff
Bowman	Dean	McLeland	Shane
Breckenridge	Dotts	Mills	Shinn
Brookhart	Ellis	Nelson	Skromme
Brookins	Facker	Perkins	Slemmons
Browne	Gilchrist	Ramsey	Snook
Buser	Gunderson	Reed	Stanley
Campbell	Hartman	Rees	Stoddard
Cavanaugh	Haskell	Rigby	White
Cessna	Horchem	Roberts	

Nays, none.

Absent or not voting, 3.

Fulton Goodwin Kimberly

The resolution was adopted.

SENATE CONCURRENT RESOLUTION NO. 5 WITHDRAWN

By unanimous consent, Senator Campbell withdrew Senate Concurrent Resolution No. 5 from further consideration.

The Journal of January 20th was corrected and approved.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Cessna for the afternoon on request of Senator Bergman.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate File No. 1.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports

that it has on the twenty-first day of January, 1925, sent to the governor for his approval, Senate File No. 1, a bill for an act making an appropriation to pay the traveling expenses of the superintendent of public instruction and the deputy superintendent.

F. C. STANLEY, *Chairman*.

The report was adopted.

PRESS GALLERY ASSIGNMENT

G. L. Caswell of the Iowa Press Association was assigned seat No. 58 in the press gallery.

COMMITTEE FROM THE HOUSE

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

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

JOINT SESSION

As per concurrent resolution duly adopted, the joint session was called to order, Lieutenant-Governor Kimball, President of the Senate, presiding.

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

Senator Goodwin of Polk moved that a committee of three be appointed, one from the Senate and two from the House, to notify Hon. Frank O. Lowden, former governor of Illinois, that the joint convention was ready to receive him.

Motion prevailed, and the President appointed as such committee, Senator Goodwin of Polk and Representatives Rankin of Lee and Carter of Hardin.

Senator Goodwin, from the joint committee appointed to notify Hon. Frank O. Lowden that the joint convention was ready to receive him, appeared with the visiting guest, accompanied by Governor Hammill.

Lieutenant-Governor Kimball then introduced Hon. Frank O. Lowden, who addressed the joint convention.

Senator Stoddard moved that the remarks of Hon. Frank O. Lowden be printed in the Journal.

Motion prevailed.

HONORABLE FRANK O. LOWDEN'S REMARKS

Ladies and Gentlemen of the Joint Convention:

I have not made any particular inquiries anywhere, but I think there is no legislature now in which we have not substituted "ladies and gentlemen" as the proper form of salutation.

I am a good deal embarrassed while I am very appreciative of the high honor you have done me in your joint resolution in asking me to address you. You would have relieved me somewhat of the embarrassment if your resolution had contained some kind of an intimation as to what subject you wanted me to speak about.* Ever since a few minutes ago when I was advised of your generous action I have been trying to find out by actual inquiries as to what subject I should select. I have received very little help from any of those to whom I have appealed. I do not know now upon what subject I am going to address you, and if there be any of you who have any clearer idea in this matter than I have, it is not too late to prompt me as to a theme I should take. I hear no suggestions, and so I shall proceed, trusting to some inspiration coming to me that will enable me to fill the few minutes which you have been generous enough to accord me without too much disgrace.

I never come back to this state without a thrill of pride, and I never cross the Missouri river from the west or the Mississippi from the east that I do not say to myself, with some return of sentiment in my breast, "I am back in Iowa again." I have not lived so long beyond her borders that I have not the same sense of home in Iowa that I feel in Illinois. And so when I am asked to come to Iowa, I always return with eager feet if I can, with a sense of coming back home.

The problems of Iowa are very much like the problems of Illinois. They are lessened perhaps here because of the fact that you have not in your state a city which so far overshadows the other portions of the state as Chicago does the other sections of Illinois. In other respects, however, the conditions are as nearly alike in Illinois and Iowa as they are in any two states of the union, I think.

It is not only a pleasure to come back to this state, but I am very sensible of the honor of addressing this legislative assembly. I think there is no body of men which has more important, more onerous, and more vexatious duties to discharge than the legislative assembly of a great state, and I regret to say, too, that I think that the public does not accord to the legislative assembly the full measure of appreciation it deserves. One must have served in a legislative body to know how many and perplexing the questions are that daily arise, the necessity for acting frequently without having had due opportunity to consider and study the questions, and so the legislative body that for the time that it is in session represents the full sovereignty of the state, is always to my mind a most impressive event. I had legislative experience of my own before I served as governor of Illinois, and I know that that legislative experience was of very great value to me in the discharge of my executive duties. It enabled me to enter into sympathy with the attitude of the legislator; it enabled me to recognize that he, too, had problems of his

own and embarrassments of his own which he must meet, and one of the most gratifying memories of my four years' service as governor of Illinois is, that there was complete cooperation between the legislative and executive branches of the government during both of the sessions of the legislature which were held during that time. There was not only cooperation; but there was genuine sympathy, and public service, burdensome at its best, becomes intolerable unless those whose constitutional duty it is to cooperate, succeed in effecting a close sympathy and cooperation, for it is only in that way that the best results of either can be attained.

I judge from the press that, among other problems which you have that are similar to ours in Illinois, you have a road problem. Now, I am not going to undertake to tell you what I think the people in Iowa should do, because I am not familiar with the conditions in Iowa, and I hope that my sense of propriety would restrain me even if I were otherwise tempted. I am sure, however, that it cannot be out of place and may possibly be of some benefit if I give you simply my own experience in reference to this question after I became governor of Illinois. We had just begun to experiment with good roads at that time. It was just eight years ago now. We had a few disjointed and short sections scattered over the state unconnected, and therefore practically valueless, because a road is not very different from a chain; it is about as strong as its weakest link. A bill was suggested by our good roads association, a voluntary organization, providing for a large bond issue, the largest bond issue at that time that had ever been made for road purposes by any state, with a provision that half of the interest and principal should be borne by general taxation, and half of the proceeds by automobile licenses. It did not seem to me that that was fair; it did seem as though the burden of the roads should be borne by those who used the roads. I did not approve of the feature of the proposed bill which provided for general taxation for half of the cost, but I advocated in its stead the doubling of automobile licenses, and providing for a sufficient revenue in that way to pay both the interest and bonds. Of course, objection was made by the motor clubs, for, though our fees at that time were small, relatively doubling them seemed at first glance to be a little unjust to the owners of motor cars. I remember very well having some exceedingly interesting conferences with committees from the various motor clubs, particularly of Chicago, who came in to protest against increasing the fees, and I proceeded to cross-examine them at great length as to what it cost them, with the condition of our roads, to maintain a motor car for a year. No one of them had any idea until, item by item, the cost was drawn from them. When the interest upon the investment, the expense of upkeep which they themselves confessed to be the minimum, were all added up, it appeared that the total annual cost of a car was a real substantial figure, so large that even the proposed automobile license fees looked negligible in comparison. Most people do not know now what it costs them to maintain a car. And then I put to them this question: "How much of that expense would be saved for the mileage traveled if you had good roads instead of these impossible roads which inflict Illinois at this time?" and they all agreed upon a very substantial

reduction, and I think in every instance I was able to persuade the committee at the end of the interview that this investment of \$4 or \$6 or \$8 additional a year which I proposed in the increase of the automobile licenses would pay them dividends of something like 500 per cent a year, and after a thorough discussion, after a thorough understanding of some of these simple factors involved, the motor club organizations of Illinois got behind our legislation, and we put through a bill providing for the issuance of a sixty million dollar bond issue, with a provision for raising the sum necessary to pay the interest and principal from license fees. Of course, we had to make an estimate at that time of future license fees; we got the best men we could to make the estimates, and we made up a table. I remember it was shown what the probable number of automobile licenses would be from year to year for a series of years in advance. A good many people thought we were a little extravagant in our predictions, but in no single instance were as many increases predicted in that chart as actually came to pass. In other words, the increase in the use of automobiles far surpassed all the increases that the most optimistic at the time predicted.

Now I do not know whether our experience there is of any benefit to you, but I do believe that the only correct principle of building roads is to pay for them out of the proceeds from automobile licenses, or a gasoline tax perhaps; we had not found it necessary to resort to that, but that rests upon the same general principle, it seems to me. That idea, because it was the first time, I think, that that plan had been adopted, became known as the Illinois idea, and has been very generally copied since.

There was one thing in connection with the development of our road problem which I think may interest you. You probably do not have that same question now, but eight years ago there was a wide variety of opinion upon the best form of a road. There were a good many people who believed that brick, superimposed upon a concrete base, was necessary for permanence; and then there were those who advocated macadam, either water-bound or macadam-crowned, as the best thing; there were all sorts of ideas as to roads. I proposed to our division of roads at that time that they build an experimental road somewhere near Springfield; that they construct there every known variety of roads, for a short distance, of course. Our department did not think that that was necessary. Our engineers said that the engineers had all agreed upon the right type of road, that it was not necessary to go to this expense, but I insisted, because I said to them: "You have got to persuade the legislature in coming years that you are building the right type of road. Doubtless you are right; I have confidence in you, but there is not any such proof of any theory, no matter how complete your mathematical demonstration, as the actual proof in fact," so I ordered a road built of the various types and it was done, and it became known as the Bates experimental road. I took up a magazine the other day upon the subject, and I saw an article in that magazine which pointed out that the Bates experimental road demonstrated that all the engineers were wrong before as to the exact specifications of the road, that they had assumed things theoretically sound in principle but which did not work out, because after

the road was constructed we had motor cars and trucks run up and down upon the road so that it would actually have the same severe test that a road under ordinary circumstances would have under a series of years, and they found that some things which were taken for granted all these years were not true. For instance, I am told now that thirty-one states have adopted the Illinois type of road which was the type resulting from this experiment, but the old theory was, that the road should be thickest in the center, but those experiments developed the fact that the weakest point was on the edges, and they are making a road at a cost of several thousand dollars a mile less of equal strength as a result of the Bates experimental road. Of course, your engineers are perfectly familiar with that; I am only telling you what they would tell you if they were in my position.

Iowa and Illinois have exactly the same engineering problems in the building of roads. We have substantially the same kind of soil and the climate is identical in most respects. But I did not come here to tell you what your duties as legislators are. I did not come here to advise you what would be proper or best for this great state of Iowa. I know that you have just as much ability as I have; that you bring to a solution of these problems a greater acquaintance.

Just one thought more. I wonder how many of us who are serving the public these days realizes the solemn responsibility which rests upon all public officials in self-governing nations today? We have been giving more thought to the subject of government in recent years than we had before in a century. About the end of the eighteenth century there was a great revival in the study of government. Many theories were promulgated; people everywhere were discussing questions of government and there was a revival of that same spirit in the years following the great war; more books were written upon government by able men since then than had been written in the same period for more than one hundred years, and it is easy to understand why that is so, because large parts of the earth's area were obliged to select some new form of government when the war was over. Nations had emerged which had lost their independence a thousand years before, and so men began to study government as they had not studied it during all these years. They had what their predecessors before them did not have—they had the actual experience of the great self-governing nations before them. And I want to tell you that it is not optimistic, not cheerful reading some of those books. Lord Bryce wrote "The American Commonwealth" with which you are all familiar. He devoted himself to writing the history of modern democracies of the world, a great, painstaking, exhaustive work. Now if there is any writer of modern ages who has been in complete sympathy with the democratic principles in government, it was Lord Bryce. He belonged to that school of liberal statesmen of which John Morley and Gladstone were such eminent representatives. All of his life he had been an exponent of the self-governing principle in government, and yet when we read this book we find him confessing that it is too early to say that the experiment of self-government is already a success. You hear him say with depressing spirits that more than a thousand years ago all ideas of self-government were given up

by the most educated and profound thinkers, and for a thousand years it was assumed that man was incapable of governing himself; then mournfully confessing that what happened back of that time might happen again; no man can tell. And when we see on one side of us the failure of the people of Mexico to govern themselves, and then when we turn our eyes across the sea to Italy and find that a dictatorship seems necessary to conduct their government, we wonder if this great experiment of self-government which we have practiced on a wider scale and with larger success than any other nation since the dawn of time, we wonder if this great experiment is sometime doomed to fail. And when we think upon these things we have a new sense of the solemn responsibility that rests upon all who are in official life in America. We have been too apt to think in this country that government goes on forever. We have assumed it has been a part of the mother's milk we draw in our infancy that this nation had an immortality and would go on forever. The centuries are strewn with the wrecks of nations, each one of which had been as promising and as sanguine as our own. We will preserve our institutions just so long as our citizenship is worthy of their place and no longer, for the map of the world has been redrawn since our government was formed. Did you ever stop to think that we are the second oldest great civilized power on the earth? Great Britain alone in uninterrupted national life has a continuous history longer than our own. And yet we speak of ours as a young nation. We are a young nation as compared with the epochs of time, as history is measured, and yet we are the second oldest of civilized powers in uninterrupted national life. This ought to give us pause and sense of the responsibility because if we in America shall not succeed for all time, what hope is there for mankind anywhere? So today, my friends, I am glad to be here for a moment. I thank you for the invitation. I like to look into the faces of those who represent majesty and the sovereignty of this old state in which my youth and early manhood were passed, and in the bosom of which the ashes of my father and my mother repose. I like to think that in this blessed and favored state of Iowa, in your keeping, so far as Iowa shall have the power, our institutions are secured. I thank you for the invitation. I am sorry you could not have advised me in time so that I might have brought you something worth while, but it has been a genuine gratification to me to be with you, even if the profit is all upon one side.

Senator Brookhart moved that the joint convention be now dissolved.

Motion prevailed.

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

On motion of Senator Shane the Senate adjourned until 10:00 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 22, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. C. W. Cleveland, pastor of the First Methodist church, Edgewood, Iowa.

On motion of Senator White, rule 33 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Kimberly for the day on request of Senator Stoddard.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Ellis, from citizens of Appanoose county, protesting any highway bond issue. Highways.

By Senator Shane, from the Tourist Club of Ottumwa, protesting the proposed child labor amendment. Child welfare.

By Senator Campbell, from members of the Pilot Township Farm Bureau, protesting the proposed child labor amendment. Child welfare.

From the State Agricultural Convention, the resolutions adopted, urging an appropriation to pay the expenses of the boys' judging team of Franklin county to Europe. Appropriations.

INTRODUCTION OF BILLS

Senate File No. 19, by Senator Johnston, a bill for an act repealing section eleven thousand nine hundred seventy (11970) of the Code, 1924, and enacting a substitute therefor, relative to demands against the estate and the order of payment thereof.

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

Senate File No. 20, by Senator Gunderson, a bill for an act to amend section seventeen hundred sixty-seven (1767) of the Code, nineteen hundred and twenty-four (1924), relating to closed seasons for game birds and animals.

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

Senate File No. 21, by Senator Gilchrist, a bill for an act to amend section nine hundred thirteen (913) of the Code of 1924 relating to the use of voting machines.

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

Senate File No. 22, by Senator Gilchrist, a bill for an act to amend section 1766, Code, 1924, respecting fur-bearing animals and trapping regulations.

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

Senate File No. 23, by Senator Brookins, a bill for an act to transfer to the board of parole the powers now possessed by the board of control over the parole of prisoners in the women's reformatory, to amend, revise, and codify sections thirty-seven hundred thirty-eight (3738), thirty-seven hundred seventy-five (3775), thirty-seven hundred eighty-six (3786), thirty-seven hundred ninety (3790), thirty-seven hundred ninety-two (3792), thirty-seven hundred ninety-four (3794), thirty-seven hundred ninety-seven (3797), thirty-seven hundred ninety-eight (3798), thirty-seven hundred ninety-nine (3799), thirty-eight hundred one (3801), thirty-eight hundred two (3802), thirty-eight hundred three (3803), thirty-eight hundred fourteen (3814), thirty-eight hundred seventeen (3817); to amend sections thirty-eight hundred eighteen (3818) and thirty-eight hundred nineteen (3819); and to repeal sections thirty-seven hundred thirty-four (3734) and thirty-seven hundred thirty-five (3735), all of Code, 1924, relating to paroles.

Read first and second times and referred to committee on departmental affairs.

Senate File No. 24, by Senator Ellis, a bill for an act to amend the law as it appears in chapter sixty-eight (68) of the Code, 1924,

by providing for adequate washing facilities for employees in and about coal mines.

Read first and second times and referred to committee on mines and mining.

Senate File No. 25, by Senator Stoddard, a bill for an act to create a board of architectural examiners, prescribing its duties, providing for the examination and registration of architects, issuing or revoking of certificates of registration, and prescribing the penalties for the violation of this act.

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

Senate File No. 26, by Senator White, a bill for an act to create a commission for the blind, to define its powers and to make an appropriation therefor.

Read first and second times and referred to committee on charitable and correctional institutions.

Senate File No. 27, by Senator White, a bill for an act prohibiting a person from holding two (2) public offices in the state where the law provides for a salary for each office.

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

Senate File No. 28, by Senator White, a bill for an act to amend section seventeen hundred sixty-seven (1767) of the Code, 1924, relating to closed season for game birds and animals.

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

Senate Joint Resolution No. 2, by Senator Shane, joint resolution relating to the selection of additional employees of the Forty-first General Assembly of the State of Iowa, fixing their compensation, and defining their duties.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Shane, the rules were suspended, and Senate Joint Resolution No. 2, a joint resolution relating to the selection of additional employees of the Forty-first General As-

sembly of the State of Iowa, fixing their compensation, and defining their duties, was taken up and considered.

Senator Shane moved that the rules be suspended and the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

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

Ayes, 48.

Benson	Clearman	Horchem	Roberts
Bergman	Darting	Johnston	Romkey
Bowman	Dean	Kern	Schmedika
Breakenridge	Dotts	Langfitt	Shaff
Brookhart	Ellis	McLeland	Shane
Brookins	Fackler	Mills	Shinn
Browne	Fulton	Nelson	Skromme
Buser	Gilchrist	Perkins	Slemmons
Campbell	Goodwin	Ramsey	Snook
Cavanaugh	Gunderson	Reed	Stanley
Cessna	Hartman	Rees	Stoddard
Clark	Haskell	Rigby	White

Nays, none.

Absent or not voting, 2.

Baird Kimberly

The resolution having received a constitutional majority was declared to have been adopted by the Senate and the title was agreed to.

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

WILSON MEMORIAL RESOLUTION

Senator Ellis presented the following resolution and moved its adoption:

Whereas, Honorable James M. Wilson, a member of the Senate in the Thirty-fifth, Thirty-sixth, Thirty-seventh and Thirty-eighth General Assemblies, died at his home in Centerville, Iowa,

Therefore, Be It Resolved by the Senate of the Forty-first General Assembly, That a committee of three be appointed to draft suitable resolutions to commemorate his life, character, and services to the state.

By unanimous consent the resolution was taken up and adopted.

The President appointed as such committee Senators Ellis, Brookhart and White.

RESIGNATION OF COMMITTEE CLERK

The resignation of L. J. Cookshoot, effective as of January 21st, was accepted.

REPORT OF COMMITTEE ON COMMITTEE CLERKS

Senator Gilchrist presented the following report, and moved its adoption:

MR. PRESIDENT: Your committee to whom was referred the examination for clerkships in the Senate, begs leave to report that they have found the following to be proficient and recommend that she be chosen:

Bernice Murray, Senator Browne.

F. C. GILCHRIST.

C. J. FULTON.

GEO. CLEARMAN.

The report was adopted.

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 21st he had approved Senate File No. 1, relating to superintendent of public instruction.

By unanimous consent, on request of Senator Bowman, 500 extra copies of Senate File No. 17 were ordered printed.

The Journal of January 21st was corrected and approved.

On motion of Senator Brookins the Senate adjourned until 10:00 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 23, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Alfred T. Bishop, pastor of the Methodist Church of Clarinda, Iowa.

On motion of Senator Campbell, rule 33 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shaff for the day on request of Senator Bergman.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Stanley, from the W. C. T. U. of University Park, favoring the child labor amendment. Child Welfare.

By Senator Stanley, from the Home Improvement Club, Cedar, Iowa, protesting the child labor amendment. Child Welfare.

INTRODUCTION OF BILLS

Senate File No. 29, by Senator Romkey, a bill for an act making the seizure of intoxicating liquors, instruments and utensils kept and used in the manufacture of intoxicating liquors and materials used or intended for use in the manufacture of intoxicating liquors which may be seized under a search warrant, and all intoxicating liquors which may be seized while being transported or ~~wagon~~ are consigned and held for transportation or delivery, or which are seized from a bootlegger, and finally ordered forfeited by the court, shall be prima facie evidence of maintaining a nuisance, of bootlegging or illegal transportation, as the case may

be, in any proceeding, criminal or civil, which may be instituted under title six (6), Code of Iowa, 1924.

Read first and second times and referred to committee on suppression of intemperance.

Senate File No. 30, by Senator Gilchrist, a bill for an act to amend the law as it appears in section 1479, chapter 72, of the 1924 Code of Iowa, relating to employers' Liability and Workmen's Compensation.

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

Senate File No. 2, 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, 1925, and ending June 30, 1927, and to appropriate therefrom for all departments, and the various divisions thereof, of the State of Iowa, for all purposes provided for by law, for the said biennium.

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

REPORT OF THE COMMITTEE ON ROOMS CONSIDERED

Senator Bowman moved the adoption of the report of the committee on assignment of committee rooms, found on page 112 of the Senate journal.

The report was adopted.

GENERAL REPORT OF THE JOINT COMMITTEE ON RETRENCHMENT AND REFORM OF THE FORTIETH GENERAL ASSEMBLY TO THE FORTY-FIRST GENERAL ASSEMBLY OF THE STATE OF IOWA

To the Members of the Forty-first General Assembly of the State of Iowa:

The Joint Committee on Retrenchment and Reform of the 40th General Assembly submits the following report as a summary of its work during the years 1923 and 1924.

The first meeting of the committee was held on January 31st, 1923. At this time the committee was organized. Several meetings were held during the session of the 40th General Assembly and at those meetings the Salary Budget Bill was prepared and submitted. During the interim between the adjournment of the 40th Extra Session on April 18th and the reconvening on December 4th, the committee held meetings on May

18th, July 20th, August 28th and October 12th. Several meetings were also held during the extra session of the 40th, and during the recess in 1924, the committee held a meeting on June 21st.

At the meeting of May 18th, 1923, a large number of requests for additional help and increase in salaries were received and denied; in fact the number of denials caused someone to designate the committee as the R. & D. Committee. (Received and Disallowed). The committee adopted the general rule that where the legislature had provided the amount of help and fixed the salaries in any department, no change would be made by the committee until it was shown that the work of the department had increased beyond that required of the department at the time the Salary Bill was enacted.

A summary of the orders is attached hereto. The orders of the committee apply only to the cases where additional help was allowed or a re-adjustment of positions and salaries was made. Cases where requests were denied do not appear in the list of orders. It is not the purpose of this report to set out in detail the minutes of its meetings and for that reason where requests for increase in help or salary were denied the specific cases are not here reported. It need only be stated that more than one hundred requests aggregating several thousand dollars were denied. The number of requests denied was much more in both number and amount than those allowed.

During the regular session of the 40th General Assembly the following concurrent resolution was adopted:

"Resolved by the Senate, the House of Representatives concurring: That the state board of education and the board of control of state institutions are hereby directed, separately, and each board for itself, to file on or before December first, 1924, with the Governor a summarized statement showing all sums of money which said board will ask to be made by the Forty-first General Assembly as appropriations for the various institutions under the control and management of said board, and the specific purpose for which each of the various sums will be asked; that forthwith after the filing of said statement the joint standing committee on retrenchment and reform shall meet at the state capitol and, in conjunction with the Governor take such steps and make such investigation as will enable the said committee to report in writing to the General Assembly the exact needs of said various institutions in the way of appropriations; that in making said investigation the members of the committee shall act without compensation but shall be reimbursed for their actual expenses.

"Be it further resolved, That the report herein referred to shall be made by said committee within ten days after the organization of the ensuing General Assembly."

After the enactment of the Budget Law by the extra session, the question arose as to whether or not the Budget Law, being the later voice of the legislature, did not repeal the provisions of this concurrent resolution.

The chairman of the committee concluded not to call the committee together and advised the Governor to this effect. The Governor re-

quested that three or four members of the committee meet him in conference and pursuant to this request, Senator Reed, Chairman of the Joint Committee, Senator Smith and Senator Stoddard, respectively Chairman of the Senate Committees on Ways and Means and Appropriations, and Representative Hauge, Chairman of the House Committee on Appropriations, met with the Governor and Budget Director on December 5th. The result of this conference was to order the printing of the Budget Director's report.

A detailed statement of the expenditures authorized by this committee up to December 15th, 1924, is submitted herewith.

CARL W. REED.

B. M. STODDARD.

B. J. HORCHEM.

HARRY C. WHITE.

E. M. SMITH.

Senate Members of the Committee.

T. J. O'DONNELL.

C. F. CLARK.

T. E. MOEN.

E. J. COLE.

A. O. HAUGE.

House Members of the Committee.

EXPENDITURES FROM THE GENERAL REVENUE FUND, AUTHORIZED BY THE RETRENCHMENT AND REFORM COMMITTEE, FORTIETH GENERAL ASSEMBLY UP TO DECEMBER 15, 1924

(Under the provisions of Sec. 36, Chapter 334, Laws of the 40th General Assembly) May 18, 1923, to June 30, 1925

Order Number		
9	Insurance Department—Salary of additional securities clerk (S. 1683-r2).....	\$ 933.34
15	Board of Parole—Salary of additional stenographer (334-37-40)	2,338.70
18	Historical Department—Salary of editorial assistant (334-37-40)	1,000.00
29	Historical Department—Salary of editorial assistant..	2,689.65
32	Board of Parole—Increase in salary of secretary.....	375.00
39	Attorney General—Increase in salary of stenographer.	250.00
41	Historical Department—Salary of elevator tender....	1,000.00
42	Attorney General—Salary of law clerk.....	1,800.00
44	Director of the Budget—Salary of stenographer.....	None drawn
Total		\$ 10,386.69

RETRENCHMENT AND REFORM CONTINGENT

Chap. 313, Sec. 17, 39th G. A., April 10, 1923, to June 30, 1923, inclusive.

Order Number		Amount Set Aside	Expenditure to 6-30-23	Authorized
2	Auditor of State—Clerical assistance writing bonus warrants.....	\$ 800.00	\$ 793.00	
4	Bonus Board—Salaries and expense	10,000.00	5,671.20*	
6	Superintendent of Public Instruction—Salary of Edith Shinn.....	90.00	90.00	
14	R. W. Cassady—traveling expense..	18.96	19.06	
Total			\$6,573.26	

Chap. 307, Sec. 13, 40th G. A., July 1, 1923, to December 15, 1924			
Order Number	Expenditures to 12-15-24		
17 Elevator Conference Board—Clerical assistance	\$ 300.00	\$ 249.00	\$ 51.00
24 Commission on Uniform State laws—members traveling expense.....		289.91	
43 Board of Parole—members traveling expense	29.75	29.75	
44 Director of the Budget—salaries....		1,140.63	
46 Adjutant General—Salary of clerk in War Roster office.....	700.00	400.00	300.00
Totals		\$2,109.29	\$351.00
Balance unexpended and not contracted.....			\$38,061.19

*Reimbursed to the fund.

No. of Order and Date.	Purpose of Order	Reasons for Order and Explanatory Remarks
No. 1 Jan. 31, '23	Authorizing A. J. Small, law librarian, to allow W. T. Frame, research assistant in said library, a salary of \$200 per month instead of \$137.50, to be paid out of the contingent fund granted by Sec. 26 of Chap. 313 of Acts of the 39th G. A.	Because of added duties during the session of the 40th G. A.
No. 2 Apr. 10, '23	Authorizing G. C. Haynes, auditor of state, to pay for the services of clerks the sum of \$800 or so much thereof as may be needed, provided by Section 17, Chap. 313, Acts of the 39th G. A.	To pay for clerks employed to write bonus warrants.
No. 3 Apr. 18, '23	Employing J. G. Whitney, reporter of the supreme court, as code editor at \$25.00 per day, and authorizing him to employ Miss Lillian Leffert at a salary of \$200 per month, and to employ six stenographers at a salary not to exceed \$125.00 per month for such time as he deems necessary to complete the code revision work for the special session of the Legislature, provided for by S. F. 753 of the 40th G. A.	To help in the code revision work.
No. 4 Apr. 18, '23	Authorizing the Bonus Board to use not to exceed \$10,000.00 in the payment of their running expenses until such time as the funds from the sale of bonds become available, provided that the sum used is to be returned to the contingent fund from the bonus fund. Provided for by Sec. 17, Chap. 313, Acts of the 39th G. A.	To pay running expenses until the funds from the sale of bonds become available.

No. of Order and Date.	Purpose of Order	Reasons for Order and Explanatory Remarks
No. 5 May 18, '23	Authorizing the placing of the caretakers of the state capitol building under the supervision of the executive council, their salaries to be included in the fund of \$20,000.00, as provided by Sec. 13, Chap. 334, Acts of the 40th G. A.	For the purpose of consolidating the janitor service.
No. 6 May 18, '23	Authorizing superintendent of public instruction to draw a warrant on the emergency fund of the committee on retrenchment and reform for the salary due stenographer in said department, to June 1, 1923, at \$90.00 per month.	Order made to obtain salary of stenographer which the auditor of state refused to have paid out of the standard school fund.
No. 7 May 18, '23	Approved the salary list for the secretary of agriculture and directed the auditor of state to pay such salaries out of fund provided for by Chap. 334, Sec. 32, Acts of the 40th G. A.	Organization of the department of agriculture.
No. 8 May 18, '23	Authorizing law librarian to pay claim of \$15.00 for typewriter rental of a machine for extra stenographer in the law library during 40th G. A., provided by Chap. 313, Sec. 26, Acts of the 39th G. A.	* Oversight to include rental in the bill providing for the rental of machines.
No. 9 May 18, '23	Authorized commissioner of Insurance to employ an additional clerk in the securities department from June 1, 1923, to January 1, 1924, salary not to exceed \$1,000.00 per annum, to be paid as provided in Sec. 683 of Suppl. to Code, 1913.	Need of an extra clerk to take care of extra work.
No. 10 May 18, '23	Authorized the superintendent of banking to appoint two extra examiners after July 1, 1923, compensation and expenses paid, as provided in Chap. 334, Acts of the 40th G. A., Chap. 335, Acts of the 38th G. A., from the fees received by the superintendent of banking.	More examinations to be made than the usual number of examiners can get over.
No. 11	Authorized the superintendent of banking to employ additional man to supervise the liquidation of banks and other work assigned to him, at a salary not to exceed \$3,000.00 per annum, and to be paid out of the fees of the banking department.	Due to the increase of work, and necessity to expedite work.

No. of Order and Date.	Purpose of Order	Reasons for Order and Explanatory Remarks
No. 12 May 18, '23	Authorized supreme court reporter to employ two proof readers at salary not to exceed \$175 per month, to work on code revision, salaries to be paid from appropriation made for that purpose by the 40th G. A.	Extra session for code revision.
No. 13 July 20, '23	Authorizing the weather and crop service to pay the salaries of help in that department from July 1, 1923, also to use unexpended balances out of their appropriation, for miscellaneous expenses.	For the purpose of obtaining salaries of the help in the weather and crop service department.
No. 14 July 20, '23	Authorized the auditor of state to draw a warrant for \$18.96 against the contingent fund of the R. & R. Comm. (Sec. 13, Chap. 307, 40th G. A.) and payable to R. W. Cassady.	To pay expenses of secretary of agriculture's trip from Hernick, Iowa, to Des Moines and return.
No. 15 July 20, '23	Authorized the board of parole to employ an additional stenographer, at salary from \$960 to \$1,200 per annum, to be paid from fund provided by Sec. 37, Chap. 334, 40th G. A.	To keep up the work of the department.
No. 16 July 20, '23	Directed the executive council to station one of the guards in the state house in the office of the mine inspector during the mine inspector's two-week vacation.	In order to keep the office open.
No. 17 July 20, '23	Authorized the elevator board to employ such assistance in completion of the work in preparing an elevator code (as provided in Chap. 18, 40th G. A.), as is necessary; expense of such assistance not to exceed \$300.00 which the board of audit must approve, to be paid from the contingent fund of the R. & R. Comm. (Sec. 13, Chap. 307, 40th G. A.)	For the purpose of completing the elevator code.

No. of Order and Date.	Purpose of Order	Reasons for Order and Explanatory Remarks
No. 18 July 20, '23	Ordered Mr Harlan, curator of the state historical society, to discontinue on July 31, 1923, the services of two stenographers at salary of \$1,200.00 each, per annum, and one guard at a salary of \$600.00 per annum, and authorized him to employ one editorial assistant beginning August 1, 1923, until February 1, 1924, at salary not to exceed \$2,000.00 per annum, compensation to be paid from same fund from which the stenographers and guard were paid.	For the purpose of reorganizing the department.
No. 19 July 20, '23	Authorizing code editor to employ Mr. J. C. Mabry to assist him in getting code work ready for extra session, compensation at \$25.00 per day, together with actual and necessary traveling expenses to be paid from fund provided by Sec. 8, Chap. 330, 40th G. A., also authorized to certify Mr. Mabry's time; also granting permission to increase pay of one of the stenographers not to exceed \$160.00 per month from August 1, 1923, such stenographer to do work of the R. & R. Comm. besides her regular work.	For the purpose of getting the code revision work ready for the extra session.
No. 20 Aug. 28, '23	Authorized the superintendent of banking to employ six additional bank examiners, salary not to exceed \$150.00 and expenses. Expenditures to be paid from the funds of the banking department.	To bring and keep the work of the banking department up to date.
No. 21 Aug. 28, '23	Authorized the attorney general to employ 11 inspectors at an annual salary of from \$1,500 to \$1,800 each, four to be paid from the cigarette tax fund and seven from the motor vehicle fund, and not to exceed two stenographers at a salary from \$960 to \$1,200 per annum each, one to be paid from each of the above funds.	For the purpose of consolidating the department of the inspectors of the cigarette law and the motor vehicle law.

No. of Order. and Date.	Purpose of Order	Reasons for Order and Explanatory Remarks
No. 22 Aug. 28, '23	Authorized the secretary of the Senate and the chief clerk of the House to take up the preliminary work necessary for the convening of the special session of the 40th G. A., and call in such employes as they think necessary to assist with the work.	To make preparations which will expedite the organization of the extra session.
No. 23 Oct. 12, '23	Authorized the secretary of agriculture to employ 30 veterinarians, for work, provided by Chap. 48, Acts of the 40th G. A., also authorized him to employ an additional clerk at salary from \$960.00 to \$1,200.00.	For the purpose of carrying on the work under the county area plan.
No. 24 Oct. 12, '23	Authorized chairman of R. & R. Comm. to approve expense bill of the three members of the commission of uniform state laws, and to certify same to state auditor for payment.	No provision was ever made for reimbursement incurred by them in performance of their duties.
No. 25 Dec. 3, '23	Authorizing U. G. Whitney, code editor, to employ from Dec. 1, 1923, until further ordered by the R. & R. Comm., the following: One expert indexer at not to exceed \$300 per month and expenses. One stenographer and clerk to assist said indexer at not to exceed \$125 per month. One general assistant at not to exceed \$175 per month. Two law stenographers at not to exceed \$150 per month. Three stenographers and clerks at not to exceed \$125 per month.	To assist in carrying on the code revision work.
No. 26 Dec. 3, '23	Authorizing G. C. Haynes, auditor of state, to make the following changes in salaries in his revenue and bookkeeping department, dating from Dec. 1, 1923: Chief clerk revenue department from \$2,400 to \$2,100. General clerk (statistician) from \$1,700 to \$2,000.	To make his revenue and bookkeeping department more efficient.

No. of Order and Date.	Purpose of Order	Reasons for Order and Explanatory Remarks
No. 27 Dec. 11, '23	<p>Authorizing and directing the chairman of the R. & R. Comm. to request the presence of former Code Commissioners J. C. Mabry and J. H. Trewin for the assistance of the General Assembly when essential and desirable, beginning Dec. 12, 1923, compensation to be \$25 per day (not including Sunday) together with actual and necessary traveling expenses. Code commissioners shall be allowed per diem and expenses for their attendance on the first day of the session.</p>	<p>To assist in the code revision work. Required to report their time to U. G. Whitney, code editor, who is directed to certify to the correctness of such services.</p>
No. 28 Jan. 16, '24	<p>Authorizing U. G. Whitney, code editor, to employ the following: One stenographer at a salary not exceeding \$120 per month, whose services shall terminate at the same time as the terms of the employment of Code Commissioners J. C. Mabry and J. H. Trewin.</p> <p>One expert indexer at the rate of \$333.33 per month, and actual expenses when away from home engaged on such work, effective Jan. 1, 1924, and in lieu of authority granted for said indexer in order No. 25.</p>	<p>To assist code commissioners and indexer in their work.</p>
No. 29 Feb. 26, '24	<p>Authorizing E. R. Harlan to retain the services of an assistant from Feb. 26, 1924, up to June 30, 1925; compensation being the same as authorized in Order No. 18, i.e., \$2,000 per annum.</p>	
No. 30 Mar. 20, '24	<p>Authorizing Gov. N. E. Kendall to employ one additional clerk, effective from this date, and three additional clerks, effective from April 1, 1924, and continuing until the completion of the work about Aug. 1, 1924, at a compensation not to exceed \$100 per month. To be paid from the contingent fund provided for the executive department under Sec. 9, chap. 307, Acts of the 40th G. A.</p>	<p>To help take care of the work incident to the renewal of notarial commissions.</p>

No. of Order and Date.	Purpose of Order	Reasons for Order and Ex- planatory Remarks
No. 31 Mar. 20, '24	Authorizing U. G. Whitney to employ two additional employees at \$125 per month.	To assist in the preparing of an exact reproduction of the copy of the code bills which go to the printer.
No. 32 Mar. 20, '24	Reinstating the salary of Sam D. Woods to \$2,700 per annum, effective April 1, 1924.	S. D. Woods salary was reduced by the salary bill (No. 754) from \$2,700 to \$2,400.
No. 33 Mar. 20, '24	Authorizing the following recommendations and request of R. E. Johnson, secretary of the executive council: That the responsibility for caretaker service at the Historical building be transferred from the custodian to the curator of the Historical department, also stating that an appropriation of \$20,000 per annum was assigned to the custodian for caretaker service by the 40th G. A., and as custodian, four people were assigned at a compensation of \$100 per month to the Historical building for caretaker service. One of the four is permanently assigned as night watchman and his salary should be increased to \$125 per month, which is the salary drawn by the capitol police. Mr. Johnson suggested that the sum of \$1,275 be transferred from the \$20,000 caretaker appropriation for the year ending June 30, 1924, to the curator of the Historical building for caretaker and watchman services, and that the sum of \$5,100 be transferred from the appropriation for the fiscal year ending June 30, 1925.	Re-adjusting two departments.
No. 34 Mar. 20, '24	Authorizing the employment of two additional men in the motor vehicle department at a salary of \$125 per month together with necessary and actual traveling expenses.	

No. of Order and Date.	Purpose of Order	Reasons for Order and Ex- planatory Remarks
No. 35 April 15, '24	Authorizing the secretary of agriculture to employ twelve additional veterinarians as needed for the purpose of carrying on the work under the County Area Plan as provided in Chap. 48, Acts of the 40th G. A., at a salary on a sliding scale, of from \$1,800 to \$2,600 per annum, depending upon experience and time of service, together with their necessary and actual traveling expenses, when away from home, including the use of their cars at not more than seven cents a mile.	For the purpose of carrying out the County Area Plan.
No. 36 April 15, '24	Authorizing the secretary of agriculture to use an extra man for a period of three weeks in order to train a man to succeed an employee of the sanitary inspection department and that the salary of the new man be paid on the same sliding scale as in other departments, of \$1,800 to \$2,600 per year, also authorizing him to use an extra man in any branch of his department for the purpose of training a new employee, for a period of not to exceed three weeks, at any time he may deem necessary.	Employee gave unsatisfactory services.
No. 37 April 15, '24	Authorizing the secretary of agriculture to make the following changes in his department dating from July 1, 1924: R. G. Clark, chief clerk of the dairy division, from \$3,300 to \$3,000 per annum. M. E. McMurray, chief of the inspection department, from \$2,600 to not exceed \$3,200 per annum.	In order to maintain efficiency in his department.
No. 38 April 15, '24	Authorizing Mr. Whitney to employ six additional stenographers, effective immediately, at a salary not to exceed \$125 per month. Provided by Sec. 7, of Chap. 330, Acts of the 40th G. A.	In connection with the compilation of the code.

No. of Order and Date.	Purpose of Order	Reasons for Order and Ex- planatory Remarks
No. 39 April 24, '24	Authorizing the attorney general to eliminate one stenographer in his department and increasing the salary of Miss Gladys Gustin to \$125 per month, effective May 1, 1924.	
No. 40 April 24, '24	Authorizing U. G. Whitney, code editor, to employ such additional help as may be necessary to complete the work of editing and printing the code, book of annotations and table of corresponding sections, the selection of such employees and their compensation to be at all times subject to the approval of the code revising commission; also authorizing the code editor to certify the pay-roll of such employees. Provided by Sec. 7 of Chap. 330, Acts of the 40th G. A., and paid for out of the appropriation provided for in Sec. 8 of said chapter.	In connection with the compilation of the code.
No. 41 June 21, '24	Authorizing the curator of State Historical building, from and after this date to dispense with the services of one guard at a salary of \$600 per annum, and to employ in lieu one elevator tender at a salary of \$1,000 per annum, to be paid from the general funds of the state, as provided by 40th G. A., Chap. 334, Sec. 37.	With this change the present force could be used to better advantage.
No. 42 June 21, '24	Authorizing the attorney general to employ from and after June 30, 1924, one law clerk at a salary not to exceed \$1,800 per annum, to be paid from the funds of said department. Such law clerk, while so employed, to be in lieu of one of the assistant attorney generals, now provided for by statute.	To save additional expense.

No. of Order and Date.	Purpose of Order	Reasons for Order and Ex- planatory Remarks
No. 43 June 21, '24	<p>Authorizing the auditor of state to draw warrants on the funds of the R. & R. Comm., in payment of the following claims:</p> <p>L. A. Jensen.....\$ 9.85 J. O. Woodmansee..... 9.85 J. R. Murphy..... 10.05</p> <p style="text-align: right;">\$29.75</p>	For making an investigation at the request of the governor relative to one John Jackson, No. 10101 (life), Iowa state penitentiary.
No. 44 June 21, '24	<p>Authorizing the auditor of state to draw warrants upon the funds of the R. & R. Comm. to cover the salary of the accountant and secretary employed in the budget department as follows: Accountant, beginning May 14, 1924, up to and including July 31, 1924, at not to exceed \$3,600 per annum. Secretary, beginning June 5, 1924, up to and including July 31, 1924, at not to exceed \$3,600 per annum. Also authorizing the auditor of state to draw warrants on the general fund of the state as provided by 40th G. A., Chap. 334, Sec. 37, for the payment of the stenographer employed in the budget department beginning May 21, 1924, up to and including July 31, 1924, at not to exceed \$100 per month.</p>	The accountant, secretary and stenographer are unable to draw their salaries under the present provision of the law.
No. 45 June 21, '24	Directing the attorney general to prepare an appropriation bill to be introduced in the General Assembly when it meets on July 22, 1924, reimbursing the R. & R. Comm. for the funds advanced for the salaries in the budget department.	(Same as No. 44.)
No. 46 July 26, '24	Authorizing the adjutant general to employ one clerk to take care of the work in the war roster commission, commencing Aug. 1, 1924, up to March 1, 1925, at a salary of not to exceed \$100 per month, same to be paid from the contingent fund of the R. & R. Comm. as provided by 40th G. A., Chap. 307, Sec. 13.	

No. of Order and Date	Purpose of Order	Reasons for Order and Ex- planatory Remarks
No. 47 July 26, '24	Authorizing the secretary of agriculture, to employ one clerk in the division of animal industry commencing Aug. 1, 1924, up to March 1, 1925, at a salary not to exceed \$100 per month, same to be paid from the salary budget of the department of agriculture as provided by 40th G. A., Chap. 334, Sec. 32.	Due to increased work brought about by the T. B. law enacted by the 40th G. A.

The journal of January 22d was corrected and approved .

On motion of Senator Buser the Senate adjourned until 10:00 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 24, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. A. W. Armstrong, of Perry, Iowa.
On motion of Senator Brookhart, rule 33 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Cavanaugh for the day on request of Senator Stoddard; Senator Kimberly for the day on request of Senator Stoddard; Senator Ellis for the day on request of Senator Roberts; Senator Shane for the day on request of Senator Brookins; Senator Stanley for the day on request of Senator Johnston; Senator Cessna for the day on request of Senator McLeland; Senator Nelson for the day on request of Senator Browne; Senator Shaff for the day on request of Senator Bergman; Senator Ramsey for the day on request of Senator Fackler; Senator Gilchrist for next Monday and Tuesday on his own request.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Stoddard, from the W. C. T. U., Anthon, favoring the child labor amendment. Child welfare.

By Senator Fackler, from Chapter C. U. of the P. E. O. Sisterhood, Bedford, favoring the child labor amendment. Child welfare.

By Senator Goodwin, from the Floral Arts Club of Des Moines, protesting the child labor amendment. Child welfare.

By Senator Campbell, from the Le Mars, Iowa, Woman's Club, protesting the child labor amendment. Child welfare.

By Senator McLeland, from Burr Oak Community Club, protesting the child labor amendment. Child welfare.

INTRODUCTION OF BILLS

Senate File No. 31, by Senator Goodwin, a bill for an act to amend section seventy-three hundred eight of the Code, 1924, with respect to inheritance tax exemptions.

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

Senate File No. 32, by Senator Goodwin, 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. 33, by Senator Buser, a bill for an act to establish standard requirements for gasoline sold in this state for use therein, to provide for the enforcement of such standard requirements, and to provide the punishment for violations of such requirements.

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

Senate File No. 34, by Senator Brookhart, a bill for an act to amend section nine thousand four hundred and four (9404) and section nine thousand four hundred and five (9405) of the Code, 1924, relating to interest.

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

Senate File No. 35, by Senator Gunderson, a bill for an act to appropriate four hundred dollars (\$400.00) for the purpose of paying special drainage assessments against state owned land in connection with the drainage of Rice Lake.

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

Senate File No. 36, by Senator Stoddard, a bill for an act to amend sections seventy-four hundred thirty-seven (7437), and seventy-four hundred thirty-eight (7438), Code, 1924, relating to

levee and drainage districts and to provide for the leasing of land for settling basins.

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

MESSAGES FROM THE HOUSE

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

Senate Joint Resolution No. 2, relating to additional employees and their compensation.

Also: That the House has concurred in the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 3, relating to the preparation and printing of committee books.

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

House Concurrent Resolution No. 4, relative to the furnishing of codes to the committee rooms, desk officers, and press galleries of the Senate and the House.

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

House Concurrent Resolution No. 5, providing for a joint session of the two houses to be held on Tuesday, January 27th at two p. m. for the purpose of listening to the Honorable J. B. Weaver, Chairman of the Child Welfare Commission.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 4 CONSIDERED

By unanimous consent, Senator Bergman called up for consideration the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION NO. 4

Be It Resolved by the House, the Senate concurring: That the state printing board be requested to furnish copies of the code of 1924 as follows: One copy for each of the various committee rooms of the Senate and the House; three copies each for the secretary of the Senate and the chief clerk of the House for the use of said officers and their assistants; six copies each for the press galleries of the Senate and the House.

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

Ayes, 36.

Baird	Clark	Hartman	Roberts
Benson	Clearman	Horchem	Romkey
Bergman	Darting	Johnston	Schmedika
Breakenridge	Dean	McLeland	Shinn
Brookhart	Dotts	Mills	Skromme
Brookins	Fackler	Perkins	Slemmons
Browne	Gilchrist	Reed	Snook
Buser	Goodwin	Rees	Stoddard
Campbell	Gunderson	Rigby	White

Nays, none.

Absent or not voting, 14.

Bowman	Fulton	Langfitt	Shaff
Cavanaugh	Haskell	Nelson	Shane
Cessna	Kern	Ramsey	Stanley
Ellis	Kimberly		

The resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 5 CONSIDERED

By unanimous consent, Senator Gunderson called up the following resolution for consideration, and moved its adoption:

HOUSE CONCURRENT RESOLUTION NO. 5

Be It Resolved by the House, the Senate concurring: That a joint session of the House and Senate be held on Tuesday, January 27th at two p. m. for the purpose of listening to the Honorable J. B. Weaver, Chairman of the Child Welfare Commission, on the findings and recommendations of that body.

The resolution was adopted.

On motion of Senator Stoddard, 1,200 extra copies of Senate File No. 2 were ordered printed.

The Journal of January 23d was corrected and approved.

On motion of Senator Reed, the Senate adjourned until 10:00 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 26, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. H. L. P. Jones, pastor of the St. Paul African Methodist Episcopal church, of Des Moines.

On motion of Senator Campbell, rule 33 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Stanley for the day on request of Senator Johnston; Senator Kimberly for the day on request of Senator Brookhart.

PETITIONS AND MEMORIALS

A petition was presented by Senator Campbell, from citizens of Marcus, favoring the Iowa good roads program, which was referred to the committee on highways.

INTRODUCTION OF BILLS

Senate File No. 37, by Senator Rigby, a bill for an act to amend paragraph five (5) of section thirty-one hundred twenty-nine (3129), of the Code, 1924, relating to the labeling of agricultural seeds.

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

Senate File No. 38, by Senator Brookhart, a bill for an act to amend section nine thousand two hundred forty-eight (9248) of the Code, 1924, relating to the collection of assessments against stockholders of banks.

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

MESSAGE FROM THE HOUSE

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

House Joint Resolution No. 3, fixing the compensation of the officers and employees of the Forty-first General Assembly.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator Shane, the rules were suspended and House Joint Resolution No. 3, a joint resolution fixing the compensation of the officers and employees of the Forty-first General Assembly, was taken up and considered.

The resolution was read for information.

Senator Shane moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the resolution pass?" the vote was:

Ayes, 40.

Baird	Cessna	Hartman	Roberts
Benson	Clark	Haskell	Romkey
Bergman	Clearman	Horchem	Schmedika
Bowman	Dean	Johnston	Shaff
Breakenridge	Dotts	McLeland	Shane
Brookhart	Ellis	Mills	Shinn
Brookins	Fackler	Perkins	Skromme
Browne	Fulton	Ramsey	Slemmons
Campbell	Goodwin	Rees	Snook
Cavanaugh	Gunderson	Rigby	Stoddard

Nays, none.

Absent or not voting, 10.

Buser	Kern	Nelson	Stanley
Darting	Kimberly	Reed	White
Gilchrist	Langfitt		

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

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

RESOLUTION ON PAGES' SALARY

Senator Shane offered the following resolution:

Be It Resolved, that such pages as were on duty before their regular appointment be paid from the time of beginning service, to be certified by the President of the Senate and the Secretary of the Senate.

By unanimous consent the resolution was taken up and considered.

The resolution was adopted.

On request of Senator Brookins, the communication from the railroad commissioner, relative to changes in the motor vehicle laws, was referred to the committee on motor vehicles.

The Journal of January 24th was corrected and approved.

On motion of Senator Dean, the Senate adjourned until 10:00 a. m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 27, 1925.

The Senate met in regular session, President Pro Tempore Ed H. Campbell presiding.

Prayer was offered by Rev. S. A. Fulton, pastor of the First Presbyterian church of Des Moines.

On motion of Senator Stoddard, rule 33 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shane for the day on request of Senator Brookins; Senator Baird for the day on request of Senator Brookins; Senator Kimberly for the day on request of Senator Stoddard.

PETITIONS AND MEMORIALS

Senator Johnston presented a petition from the Nota Bene Club, I. F. W. C., of Britt, indorsing the child labor amendment, which was referred to the committee on child welfare .

INTRODUCTION OF BILLS

Senate File No. 39, by Senator Bergman, a bill for an act imposing a license fee on gasoline used or sold for use in the state of Iowa, providing for the payment, collection, distribution and expenditure thereof; fixing a standard for gasoline sold for use in the state and providing penalties for violations of the law.

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

Senate File No. 40, by Senator Dean, a bill for an act to amend, revise and codify sections one hundred thirty-nine (139), one hundred forty (140), forty-three hundred nineteen (4319), fifty-five hundred forty-eight (5548), fifty-five hundred forty-nine (5549),

fifty-six hundred fifty-one (5651) to fifty-six hundred fifty-three (5653), inclusive, sixty-seven hundred fourteen (6714), seventy-four hundred four (7404) to seventy-four hundred seven (7407), inclusive, Code, 1924, relating to the deposit of public funds.

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

Senate File No. 41, by Senator Stoddard, a bill for an act to amend, revise and codify section fifty-seven hundred sixty-eight (5768) of the Code, 1924, relating to markets in cities and towns and making provision for the fixing and collection of charges for occupancy of space in such markets.

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

Senate File No. 42, by Senator Brookhart, a bill for an act to amend section seven thousand sixty (7060) of the Code, 1924, relating to the assessment of railways.

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

Senate File No. 43, by Senator Bowman, a bill for an act to amend section ten thousand nine hundred eight (10908) of the Code relating to admission to the bar.

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

Senate File No. 44, by Senator Cavanaugh, a bill for an act to amend section seven thousand eight (7008) of the Code, 1924, relating to assessment of corporation stock.

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

Senate File No. 45, by Senator Goodwin, a bill for an act to amend the provisions of section sixty-two (62) of the Code, nineteen hundred twenty-four (1924), relating to the compensation to be paid newspapers for publishing the laws of the general assembly which are to take effect by publication.

Read first and second times and referred to committee on public printing.

Senate File No. 46, by code revision committee, a bill for an act to amend, revise, and codify section eleven thousand seven hundred ninety (11790), Code, 1924, relating to redemption from execution sale.

Read first and second times.

Senate File No. 47, by code revision committee, a bill for an act to amend paragraph three (3) of section sixty-nine hundred fifty-three (6953), Code, 1924, relating to the taxation of sheep and swine.

Read first and second times.

Senate File No. 48, by code revision committee, a bill for an act to repeal section fifty-three hundred thirty-one (5331), Code, 1924, relating to the support of the poor.

Read first and second times.

Senate File No. 49, by code revision committee, a bill for an act to amend, revise, and codify section twelve thousand nine hundred sixty-six (12966), Code, 1924, relating to the crime of rape.

Read first and second times.

GARST MEMORIAL RESOLUTION

Senator Perkins offered the following resolution:

Whereas, the Honorable Warren Garst of Carroll County, Iowa, a member of the Senate in the Twenty-fifth to the Thirty-first General Assemblies, inclusive, Lieutenant Governor of Iowa from January, 1906, to November 24, 1908, and Governor from November 24, 1908, until January 14, 1909, died at Des Moines, Iowa, October 5, 1924, therefore,

Be it Resolved, That a committee of three be appointed to prepare a memorial to commemorate fittingly his service to this state and nation.

By unanimous consent the resolution was taken up and considered.

The resolution was adopted, and President Pro Tempore Campbell appointed as such committee, Senators Perkins, Buser and Goodwin.

Senator Perkins presented Senator Fulton with a bouquet on behalf of his friends in the Senate, in honor of his birthday.

On motion of Senator Bergman, 1,000 extra copies of Senate File No. 39 were ordered printed.

Senator Bowman moved that ex-Senator Price be invited to address the Senate.

The motion prevailed, and President Pro Tempore Campbell appointed Senator Bowman as a committee of one to escort Senator Price to the desk.

Senator Price addressed the Senate briefly.

REPORTS OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following reports, and moved their adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House Joint Resolution No. 3.

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate Joint Resolution No. 2.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Reports adopted.

BILLS SIGNED BY THE PRESIDENT PRO TEM

The President Pro Tempore announced, that as President Pro Tempore of the Senate, he had signed, in the presence of the Senate, House Joint Resolution No. 3, and Senate Joint Resolution No. 2.

The Journal of January 26th was corrected and approved.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Pro Tempore Campbell presiding.

REPORT OF COMMITTEE

Senator Brookins submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred Senate File No. 33, a bill for an act to establish standard requirements for gasoline sold in this state for use therein, to provide for the enforcement of such standard requirements, and to provide the punishment for violations of such requirements, begs leave to report it has had the same under consideration and recommends the same be re-referred to the committee on departmental affairs.

A. T. BROOKINS, *Chairman*.

The report was adopted and the bill referred to committee on departmental affairs.

COMMITTEE FROM THE HOUSE

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

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

JOINT SESSION

As per concurrent resolution duly adopted, the joint session was called to order, Senator Ed. H. Campbell, president pro tempore of the Senate, presiding.

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

Speaker Edson in the chair.

The Speaker then presented the Hon. James B. Weaver, chairman of the Iowa Child Welfare Commission, who spoke to the joint session on the work and recommendation of the commission.

Perkins of Sac moved that a vote of thanks be extended to Mr. Weaver and to the other members of the Child Welfare Commission for services rendered in connection with the work of the commission.

Motion prevailed.

Strippel of Benton moved that the joint session be now dissolved. Motion prevailed.

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

REPORT OF SENATE COMMITTEE ON RULES

Senator Campbell offered the following report from the committee on rules:

MR. PRESIDENT: Your Senate committee on rules of the Forty-first General Assembly respectfully reports and recommends that the Senate rules of the Fortieth General Assembly be adopted as the Senate rules of the Forty-first General Assembly subject to the following amendments:

RULE 12

Amend Rule No. 12 by striking out all the remaining portion of the sentence following the word "that" in line nine (9) and substituting therefor the following:

"In case any member of the Senate, who has not previously spoken on the measure under discussion, shall have sent to the Secretary's desk a written request to be heard on the pending measure, the previous question shall not deny said member from being heard ten minutes on the measure under discussion. The member in charge of the measure under consideration shall have ten minutes in which to close the discussion immediately before the vote is taken upon the main question."

Amend Rule No. 12 by inserting the following after the word "question" at the end of line twelve (12): "When the motion applies to an amendment the person proposing the amendment shall have five minutes to close the discussion on the amendment."

RULE 40

Amend Rule No. 40 by striking from the second line after the word "in" the words "Cushing's Manual" and inserting in lieu thereof, "Roberts' Rules of Order".

RULE 45

Amend Rule No. 45 by striking out all of said rule.

ED H. CAMPBELL,
Chairman Rules Committee of the Senate.

The report was passed on file.

REPORT OF JOINT COMMITTEE ON RULES

Senator Campbell offered the following report from the joint committee on rules:

MR. PRESIDENT: Your committee on rules, consisting of the Senate Committee and the House Committee on rules of the Forty-first General Assembly, respectfully reports and recommends that the joint rules of the Fortieth General Assembly be adopted as the joint rules of the Forty-first General Assembly, subject to the following amendments:

RULE 1

Amend by inserting after the word "insist." in line 13, of said rule, the following:

"After a motion to recede fails of a constitutional majority, such action shall be deemed as insisting on the amendments and shall be so entered upon the Journal of the House or the Senate."

Further amend by inserting the following after the comma in line 15: "and such negative vote is equal to a constitutional majority,".

Further amend by inserting after the word "house." in line 25 the following:

"The scope of authority vested in such committee shall be limited to the subject matter of the amendment or amendments which were insisted upon by the body requesting the conference committee."

RULE 12

Amend by striking from line 19 the words "document editor" and inserting in lieu thereof the words "superintendent of printing".

RULE 16

Strike out said rule and renumber the rules following.

RULE 17

Amend Rule 17 by striking out of line 1 the words "election in" and add "s" after the word "convention" in the same line.

RULE 19

Amend by striking out all of Rule 19 and inserting the following in lieu thereof:

"No bill carrying an appropriation for any purpose shall be introduced after the third legislative day in March, except by the committee on appropriations."

RULE 20

Abolish said rule and substitute the following in lieu thereof:

"All communications from the Code Editor proposing bills either in the form of bills or otherwise, shall be referred immediately to the Code Revision Committee of each house without reading the same, and the Code Revision Committee shall report suitable bills, or their objections thereto."

ED H. CAMPBELL,

Chairman of Rules Committee of the Senate.

OSCAR ULSTAD,

Chairman of Rules Committee of the House.

The report was passed on file.

On motion of Senator White, the Senate adjourned until 10:00 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 28, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. A. F. Newell, pastor of the Congregational church of Garner, Iowa.

On motion of Senator Shinn, rule 33 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Bowman for the day on request of Senator Stanley; Senator Kimberly for the day on request of Senator Brookhart.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Fulton, from the W. C. T. U. of Cantril, favoring the child labor amendment. Child welfare.

By Senator McLeland, from citizens and voters of Marshalltown, favoring the child labor amendment. Child welfare.

By Senator Fackler, from citizens of his district, favoring the child labor amendment. Child welfare.

By Senator Roberts, from the Union county superintendents and high school principals, favoring the child labor amendment. Child welfare.

By Senator Stanley, from 24 members of Garfield Township Farm Bureau, protesting the child labor amendment. Child welfare.

By Senator Stanley, from 18 members of Garfield Township Farm Bureau, favoring the gas tax. Highways.

By Senator Stanley, from 24 members of Garfield Township Farm Bureau, protesting the bond issue. Highways.

INTRODUCTION OF BILLS

Senate File No. 50, by Senator Romkey, a bill for an act to repeal section twenty hundred twenty-three (2023), chapter ninety-eight (98), title six (6) of the Code of Iowa, 1924, and substituting therefor provisions for taxing a twenty-five (\$25.00) dollar attorney fee in liquor nuisance and bootlegger injunction proceedings for a contempt for violating any such an injunction, temporary or permanent, in which injunction or contempt proceeding the plaintiff is successful, and a commission of ten per cent of any fine that may be assessed and collected in the case.

Read first and second times and referred to committee on suppression of intemperance.

Senate File No. 51, by Senator Romkey, a bill for an act to repeal sub-division one (1) of section eleven thousand seven (11007) of the Code of 1924, and enacting in lieu thereof limitations relative to certain actions.

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

Senate File No. 52, by Senator Romkey, a bill for an act to amend the laws as it appears in section eleven thousand four hundred seventy-two (11472) Code 1924, relative to the challenge of jurors for cause.

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

Senate File No. 53, by Senator Dean, a bill for an act to amend section ten thousand three hundred forty-five (10345) of the Code of 1924 relating to liens upon stock and motor vehicles.

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

Senate File No. 54, by Senator Buser, a bill for an act to define "express companies", to provide an annual occupation tax fee for

such companies, and to fix and determine the duties of such companies with reference to such tax fee.

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

Senate File No. 55, by Senator Campbell, a bill for an act providing that all common carriers operating trains within the state of Iowa and conveying live stock shall provide a car equipped with sleeping berths or bunks for the persons in charge of such live stock, and providing a penalty for failure to comply therewith.

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

Senate File No. 56, by Senator Fulton, a bill for an act to provide for the organization, operation and supervision of savings and credit associations to be termed "Credit Unions" and to define their powers, and placing them under the control of the banking department.

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

Senate File No. 57, by Senator Dean, a bill for an act to fix and determine the rights of parties to actions on obligations secured by mortgages or deeds of trust on real estate.

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

Senate File No. 58, by Senator Cessna, a bill for an act to abolish the board of parole, to transfer the duties of said board to the board of control of state institutions, to enlarge the membership of said latter board, to repeal sections thirty-seven hundred thirty-four (3734) and thirty-seven hundred eighty-two (3782) to thirty-seven hundred eighty-five (3785), inclusive; to amend sections two hundred forty-six (246), three hundred two (302), thirty-seven hundred thirty-six (3736), thirty-seven hundred eighty-nine (3789), thirty-seven hundred ninety-three (3793), thirty-seven hundred ninety-four (3794), thirty-seven hundred ninety-six (3796), thirty-seven hundred ninety-eight (3798), thirty-seven hundred ninety-nine (3799), thirty-eight hundred two (3802), thirty-eight hundred three (3803), thirty-eight hundred eight (3808), thirty-

eight hundred ten (3810), thirty-eight hundred eighteen (3818), and thirty-eight hundred nineteen (3819); to amend, revise, and codify sections thirty-two hundred seventy-five (3275), thirty-two hundred seventy-six (3276), thirty-two hundred eighty-one (3281), thirty-two hundred eighty-five (3285), thirty-seven hundred thirty-five (3735), thirty-seven hundred thirty-seven (3737), thirty-seven hundred thirty-eight (3738), thirty-seven hundred thirty-nine (3739), thirty-seven hundred seventy-five (3775), thirty-seven hundred seventy-nine (3779), thirty-seven hundred eighty-six (3786), thirty-seven hundred ninety (3790), thirty-seven hundred ninety-two (3792), thirty-seven hundred ninety-seven (3797), thirty-eight hundred one (3801), thirty-eight hundred seven (3807), thirty-eight hundred eleven (3811), thirty-eight hundred fourteen (3814), thirty-eight hundred seventeen (3817), and thirteen thousand three hundred fifty-three (13353), Code, 1924, relating to the parole of prisoners, and to the appointment, qualifications, powers, and duties of the board of control of state institutions.

Read first and second times and referred to committee on departmental affairs.

Senate File No. 59, by Senator Dean, a bill for an act to give licensed veterinarians a lien on stock for the reasonable value of materials and services employed in inoculating or vaccinating stock.

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

SCHRUP MEMORIAL RESOLUTION

Senator Horchem offered the following resolution:

Whereas, Honorable Nicholas John Schrup, a member of the Senate in the Thirty-fourth, Thirty-fifth, Thirty-sixth and Thirty-seventh General Assemblies, died at his home in Dubuque, Iowa.

Therefore, Be It Resolved by the Senate of the Forty-first General Assembly: That a committee of three be appointed to draft suitable resolutions to commemorate his life, character, and services to the state.

By unanimous consent the resolution was taken up and considered.

The resolution was adopted and the President appointed as such committee Senators Horchem, Haskell and White.

RESOLUTION FOR VISITING COMMITTEE

Senator Shaff offered the following resolution :

SENATE CONCURRENT RESOLUTION NO. 6

Be It Resolved by the Senate, the House concurring: That the President of the Senate and the Speaker of the House appoint a committee of six, two on the part of the Senate and four on the part of the House, to visit the several state institutions for the purpose of securing all possible information to assist the General Assembly in its work, and that the visiting committee shall submit a written report of their findings to both House and Senate not later than February 11th.

Be it further resolved, that when adjournment is taken Wednesday, February 4th, it be to reconvene Monday, February 9th, at 10:00 a. m.

The resolution was laid over under the rules.

COMMUNICATION FROM THE TEXAS STATE SENATE

The following communication from the State Senate of Texas was read and ordered printed in the Journal:

SIMPLE RESOLUTION

S. R. No. 8.

Whereas, In times past the people of this State and of this Nation believed that the several states and communities were able to provide ways and means of taking care of their own local problems, and such problems were solved in view of the needs and ability of each community; and

Whereas, By this method we established and maintained a government of efficiency and economy; and

Whereas, There have lately grown up among us a number of well organized minorities, who apparently believe that the chief end of government is to engage in, or to furnish finances to further undertakings which are not the primary functions of government; and in order to obtain the financial aid desired they have brought organized pressure to bear upon the Congress of the United States with the suggestion and provision that if the National Congress shall furnish to the several states certain aid or finances from the Treasury of the United States that the several states will furnish a like amount; and

Whereas, A number of bills have been presented to the National Congress and some have been enacted into law, making large appropriations out of the Federal Treasury, to be furnished and delivered to certain State authorities on condition that said State authorities make a contribution to or an appropriation for the same purpose, of a like or an equal amount; and

Whereas, Even though the Legislatures of the several states may not approve of or endorse the purpose of the appropriation, said Legislatures in a measure are forced to make an appropriation to meet the condi-

tions imposed by the National Congress, so that the people of the respective states may obtain and receive a pro rata part of the funds going to other states out of moneys raised by taxation of all the people; and

Whereas, This character of Federal appropriations, followed by appropriations made by the Legislature of the states to meet the appropriations from the Government of the United States is now contributing in increasing degree to the High Federal and State taxes; now

Therefore, Be It Resolved by the Senate of Texas:

That we deplore and condemn this character of appropriations by the Federal Congress; and the Secretary of the Senate of Texas is directed to send a copy of this resolution to the President of the Senate and to the Speaker of the House of Representatives of each State Legislature in the United States, and also a copy to the President of the United States Senate and to the Speaker of the House of Representatives of the United States at Washington, D. C.; and also a copy to each of the United States Senators from Texas, and a copy to each of the Congressmen from Texas; and

This resolution is not meant to be construed that the Senate of Texas is opposed to Federal aid for public highways; and

It is respectfully suggested that the Legislatures of the several States of the United States adopt a resolution similar to this resolution and forward same to the Congressmen and Senators from said several states, so that the burdens of taxation now being borne by the people of the United States and of the several states may in part be removed.

I hereby certify that the above is a true copy of Simple Resolution No. 8, adopted by the Senate on January 15, 1925, by unanimous vote.

W. V. HOWERTON, *Secretary of the Senate.*

INVITATION TO VISIT IOWA STATE COLLEGE

A communication from Hon. Parley Sheldon, the citizens of Ames, the Iowa State College, and the Iowa State Highway Commission, inviting the Senate to visit the college on next Friday, January 30th, was read.

Senator Skromme moved that the invitation be accepted.

Senator Shinn moved as a substitute motion that the invitation be accepted, providing the date can be made Saturday.

Senator Shinn withdrew his substitute motion.

The motion by Senator Skromme to accept the invitation was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 17, a bill for an act relating to costs and fees in prosecution for escapes from certain state institutions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 15, a bill for an act relating to the audit of the accounts of the state fair board.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 19, a bill for an act relating to the powers and duties of mayors of cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 25, a bill for an act relating to the report of the board of accountancy.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 21, a bill for an act relating to the board of accountancy.

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

House Concurrent Resolution No. 6, providing for a joint session of the two houses on Tuesday, February 3rd at eleven-thirty a. m. for the purpose of listening to Miss Helen Keller.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator Brookhart, Senate File No. 46, a bill for an act to amend, revise, and codify section eleven thousand seven hundred ninety (11790), Code, 1924, relating to redemption from execution sale, a bill by the committee on code revision, was taken up and considered.

Senator Buser moved that further action be deferred until Thursday, which motion prevailed.

On motion of Senator Cavanaugh, Senate File No. 47, a bill for an act to amend paragraph three (3) of section sixty-nine hundred fifty-three (6953), Code, 1924, relating to the taxation of sheep and swine, a bill by the committee on code revision, was taken up and considered.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 47.

Baird	Clearman	Johnston	Romkey
Benson	Darting	Kern	Schmedika
Bergman	Dean	Langfitt	Shaff
Breakenridge	Dotts	McLeland	Shane
Brookhart	Ellis	Mills	Shinn
Brookins	Fackler	Nelson	Skromme
Browne	Fulton	Perkins	Slemmons
Buser	Gilchrist	Ramsey	Snook
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Hartman	Rees	Stoddard
Cessna	Haskell	Rigby	White
Clark	Horchem	Roberts	

Nays, none.

Absent or not voting, 3.

Bowman Goodwin Kimberly

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

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh, Senate File No. 48, a bill for an act to repeal section fifty-three hundred thirty-one (5331), Code, 1924, relating to the support of the poor, a bill by the committee on code revision, was taken up and considered.

The bill was read for information.

Senator Johnston moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 45.

Baird	Darting	Johnston	Romkey
Bergman	Dean	Langfitt	Schmedika
Breakenridge	Dotts	McLeland	Shaff
Brookhart	Ellis	Mills	Shane
Brookins	Fackler	Nelson	Shinn
Browne	Fulton	Perkins	Skromme
Buser	Gilchrist	Ramsey	Slemmons
Campbell	Gunderson	Reed	Snook
Cavanaugh	Hartman	Rees	Stanley
Cessna	Haskell	Rigby	Stoddard
Clark	Horchem	Roberts	White
Clearman			

Nays, none.

Absent or not voting, 5.

Benson
Bowman

Goodwin

Kern

Kimberly

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

Senator Cavanaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh, Senate File No. 49, a bill for an act to amend, revise, and codify section twelve thousand nine hundred sixty-six (12966), Code, 1924, relating to the crime of rape, a bill by the committee on code revision, was taken up and considered.

Senator Horchem moved that further action be deferred until Thursday, which motion prevailed.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 28th day of January, 1925, sent to the governor for his approval, Senate Joint Resolution No. 2, relating to additional employees and their compensation.

F. C. STANLEY, *Chairman.*

The report was adopted.

HOUSE MESSAGES CONSIDERED

House File No. 17, a bill for an act to amend, revise, and codify section thirteen thousand three hundred fifty-five (13355), Code, 1924, relating to costs and fees in prosecutions for escapes from certain state institutions.

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

House File No. 21, a bill for an act to amend, revise, and codify section eighteen hundred eighty-six (1886), Code, 1924, relating to the board of accountancy.

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

House File No. 25, a bill for an act to amend section nineteen hundred two (1902), Code, 1924, relating to the report of the board of accountancy.

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

House File No. 15, a bill for an act to amend, revise, and codify section twenty-eight hundred ninety-one (2891), Code, 1924, relating to the audit of the accounts of the state fair board.

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

House File No. 19, a bill for an act to amend, revise, and codify paragraph seven (7) of section fifty-six hundred thirty-nine (5639), Code, 1924, relating to the powers and duties of mayors of cities and towns.

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

HOUSE CONCURRENT RESOLUTION NO. 6 CONSIDERED

Senator Stoddard called up the following resolution for consideration:

Be It Resolved by the House, the Senate concurring: That the Senate and House meet in joint session Tuesday, February 3rd, at eleven-thirty a. m. for the purpose of listening to Miss Helen Keller.

The resolution was adopted.

Senator Haskell moved that when the Senate adjourn it be until 4 p. m. today.

The Journal of January 27th was corrected and approved.

On motion of Senator Mills, the Senate adjourned until 4 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

On motion of Senator Brookhart, 500 extra copies of Senate Files Nos. 3 and 9 were ordered printed.

On motion of Senator Dean, 500 extra copies of Senate File No. 40 were ordered printed.

REPORTS OF COMMITTEES

Senator Ramsey submitted the following report:

MR. PRESIDENT: Your committee on printing to which was referred Senate File No. 45, a bill for an act to amend the provisions of section sixty-two (62) of the Code, nineteen hundred twenty-four (1924) relating to the compensation to be paid newspapers for publishing the laws of the General Assembly which are to take effect by publication, begs leave to report it has had the same under consideration and recommends the same do pass.

J. M. RAMSEY, *Chairman*.

Ordered passed on file.

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 15, a bill for an act amending section 6015 construction sewers, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out section one (1) and substituting therefor the following:

Section 1. That section six thousand fifteen (6015) of the Code, 1924, be and the same is hereby amended by striking from line two (2) the words "of reconstructing or repairing" and substituting the words "of the construction, reconstruction or repairing of".

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Senator Haskell moved that the Senate adjourn until 8:30 a. m. Thursday.

Senator Shane moved to amend by making the hour 10:00 a. m.

The amendment was adopted.

The motion prevailed, and the Senate adjourned until 10:00 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 29, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. J. J. Bushnell of Algona, Iowa.

On motion of Senator Johnston, rule 33 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Johnston, from the Child Study Club, Mason City, favoring the child labor amendment. Child welfare.

By Senator Reed, from citizens of Decorah, favoring the child labor amendment. Child welfare.

By Senator McLeland, from the Woman's Home Missionary Society, Marshalltown, favoring the child labor amendment. Child welfare.

By Senator Stanley, from the Harrison Township Farm Bureau, protesting the \$85,000,000.00 bond issue. Highways.

By Senator Johnston, an editorial relative to road bond issue. Highways.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing, that on January 28th, he had signed Senate Joint Resolution No. 2.

INTRODUCTION OF BILLS

Senate File No. 60, by Senator Shane, a bill for an act making an appropriation for the payment of expenses of R. T. Rhys, mine inspector.

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

Senate File No. 61, by Senator Gunderson, a bill for an act to amend sections five hundred eighty (580) and five hundred ninety-three (593) of the Code nineteen hundred and twenty-four (1924) relating to nominations by primary elections and the number of votes necessary to a nomination.

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

Senate File No. 62, by Senator Bergman, a bill for an act to amend sections twenty-nine hundred six (2906) and twenty-nine hundred seven (2907) of the Code, 1924, relating to county and district fairs.

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

Senate File No. 63, by Senator Slemmons, a bill for an act to amend the provisions of chapter two hundred fifty-one (251) of the Code, 1924, relating to the licensing and regulation of motor vehicles and providing for permanent license plates.

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

Senate File No. 64, by Senator Dean, a bill for an act to legalize ordinance number seventy-one (71) of the incorporated town of Primghar, Iowa, granting to G. A. Healy, his successors and assigns, a franchise to construct, maintain and operate an electric distribution system in said town.

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

Senate File No. 65, by Senator Roberts, a bill for an act to amend section 4719 of the Code, 1924, relating to primary and secondary road systems.

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

On motion of Senator Stoddard the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

REPORT OF SENATE COMMITTEE ON RULES CONSIDERED

Senator Campbell called up the report of the committee on rules, as found on page 153 of the Senate Journal, and moved its adoption.

The report was adopted.

On the question "Shall the first amendment to rule 12 be adopted?" the vote was:

Ayes, 46.

Baird	Clark	Kern	Roberts
Benson	Clearman	Kimberly	Romkey
Bergman	Dean	Langfitt	Schmedika
Bowman	Ellis	McLeland	Shaff
Breakenridge	Fackler	Mills	Shane
Brookhart	Fulton	Nelson	Shinn
Brookins	Gilchrist	Perkins	Skromme
Browne	Goodwin	Ramsey	Slemmons
Buser	Gunderson	Reed	Snook
Campbell	Hartman	Rees	Stanley
Cavanaugh	Horchem	Rigby	Stoddard
Cessna	Johnston		

Nays, 3.

Darting	Haskell	White
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Absent or not voting, 1.

Dotts

The first amendment to rule 12 was adopted.

The second amendment to rule 12 was adopted.

The amendment to rule 40 was adopted.

The amendment to rule 45 was adopted.

Senator Gilchrist moved that the rules be renumbered consecutively—that rule 20-a be numbered 20, rule 20-b be numbered 21, etc., which motion prevailed.

Senator Campbell moved that the rules of the Fortieth General Assembly, as amended, be adopted as the rules of the Forty-first General Assembly, which motion prevailed.

REPORT OF JOINT COMMITTEE ON RULES CONSIDERED

Senator Campbell called up the report of the joint committee on rules, as found on page 153 of the Senate Journal, and moved its adoption.

The report was adopted.

The first amendment to rule 1 was adopted.

Senator Buser offered the following amendment to the second amendment to rule 1 and moved its adoption:

Amend by striking the words "is equal too" and inserting in lieu thereof the words "shall constitute".

The amendment to the amendment was adopted.

The second amendment to rule 1 was adopted.

The third amendment to rule 1 was adopted.

The amendment to rule 12 was adopted.

The amendment to rule 16 was adopted.

The amendment to rule 17 was adopted.

The amendment to rule 19 was adopted.

The amendment to rule 20 was adopted.

Senator Campbell moved that the joint rules of the Fortieth General Assembly, as amended, be adopted as the joint rules of the Forty-first General Assembly, which motion prevailed.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House File No. 16, a bill for an act relating to the eligibility of inmates of the Iowa soldiers' home.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF COMMITTEE

Senator Shane submitted the following report:

MR. PRESIDENT: Your committee on banks to which was referred Senate File No. 34, a bill for an act to amend section 9404 and section

9405 of the Code 1924, relating to interest, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

FRANK SHANE, *Chairman*.

On the question "Shall the report be adopted and the bill indefinitely postponed?" the vote was:

Ayes, 35.

Baird	Dotts	Johnston	Rigby
Benson	Ellis	Kern	Roberts
Bergman	Fulton	Kimberly	Schmedika
Breakenridge	Gilchrist	McLeland	Shaff
Campbell	Goodwin	Mills	Shane
Cavanaugh	Gunderson	Nelson	Slemmons
Clearman	Hartman	Perkins	Stanley
Darting	Haskell	Ramsey	White
Dean	Horchem	Reed	

Nays, 13.

Bowman	Buser	Langfitt	Skromme
Brookhart	Clark	Romkey	Snook
Brookins	Fackler	Shinn	Stoddard
Browne			

Absent or not voting, 2.

Cessna

Rees

The motion prevailed, and the bill was indefinitely postponed.

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

The Journal of January 27th was corrected and approved.

Senator Buser moved that the Senate adjourn until 9:00 a. m. Friday.

Senator Haskell moved to amend by making the hour 1:30 p. m. today.

The amendment was adopted.

The motion prevailed, and the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

Senator Shane moved that on account of the illness of Senator Ramsey's clerk, the secretary of the Senate be instructed to appoint a clerk to serve temporarily for Senator Ramsey.

The motion prevailed, and the secretary appointed as such clerk, Mabel Saverude.

INTRODUCTION OF BILLS

Senate File No. 66, by Senator Snook, a bill for an act to amend paragraph one (1) of section five thousand seven hundred forty-three (5743) Code, 1924, relating to the powers of cities and towns.

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

Senate File No. 67, by Senator Cessna, a bill for an act to amend the law as it appears in subdivision three (3), ten (10) and eleven (11) of section eighty-five hundred twenty-six (8526) of chapter three hundred ninety-three (393) of the Code of Iowa, 1924, relating to the regulation and supervision of investment companies.

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

Senate File No. 68, by Senator Buser, a bill for an act to amend chapter three hundred thirty-seven (337) of the Code, 1924, by providing an occupation tax for common carriers.

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

Senate File No. 69, by Senator Ellis, a bill for an act to amend section seventeen hundred sixty-six (1766) of chapter eighty-six (86) of the Code, 1924, relating to the protection of fur bearing animals.

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

HOUSE MESSAGE CONSIDERED

House File No. 16, a bill for an act to amend section thirty-three hundred sixty-seven (3367), Code, 1924, relative to the eligibility of inmates of the Iowa soldiers' home.

Read first and second times and referred to committee on board of control.

THIRD READING OF BILLS

On motion of Senator Haskell, Senate File No. 15, a bill for an act to amend section six thousand fifteen of the Code, 1924, relating to the construction, reconstruction or repairing of sewers and providing a method of payment therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out section one (1) and substituting therefor the following:

Section 1. That section six thousand fifteen (6015) of the Code, 1924, be and the same is hereby amended by striking from line two (2) the words "of reconstructing or repairing" and substituting the words "of the construction, reconstruction or repairing of".

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 45.

Baird	Darting	Horchem	Roberts
Benson	Dean	Johnston	Schmedika
Bergman	Dotts	Kern	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Buser	Gilchrist	Perkins	Slemmons
Campbell	Goodwin	Ramsey	Snook
Cavanaugh	Gunderson	Reed	Stanley
Cessna	Hartman	Rees	Stoddard
Clark	Haskell	Rigby	White
Clearman			

Nays, none.

Absent or not voting, 5.

Bowman	Kimberly	Nelson	Romkey
Browne			

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh, Senate File No. 49, a bill for an act to amend, revise, and codify section twelve thousand nine hundred sixty-six (12966), Code, 1924, relating to the crime of rape, a bill by the committee on code revision, was taken up and considered.

On motion of Senator Brookhart further action was deferred.

On motion of Senator Cavanaugh, Senate File No. 46, a bill for an act to amend, revise, and codify section eleven thousand seven hundred ninety (11790), Code, 1924, relating to redemption from execution sale, a bill by the committee on code revision, was taken up and considered.

The bill was read for information.

Senator Brookhart moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clearman	Kimberly	Schmedika
Benson	Dean	Langfitt	Shaff
Bergman	Dotts	McLeland	Shane
Bowman	Fackler	Mills	Shinn
Breakenridge	Gilchrist	Nelson	Skromme
Brookhart	Goodwin	Ramsey	Slemmons
Brookins	Gunderson	Rees	Snook
Browne	Hartman	Rigby	Stanley
Cavanaugh	Horchem	Roberts	Stoddard
Clark	Johnston	Romkey	White

Nays, 9.

Buser	Darting	Haskell	Perkins
Campbell	Fulton	Kern	Reed
Cessna			

Absent or not voting, 1.

Ellis

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

Senator Cavanaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Buser raised the point of order that the bill in relation to which the motion to reconsider the vote and lay the motion to

reconsider on the table was just put, is now in a state of suspension at the desk of the Senate and can not be messaged to the House, owing to the fact that a two-thirds vote may at any time take from the table the motion to reconsider.

The President held the point well taken as to the point that the motion to lay on the table is not final and the motion to reconsider can be taken from the table by a two-thirds vote at any time; but was not well taken that it holds the bill in suspension, because unless there is a motion to take the motion to reconsider from the table the motion to reconsider has been disposed of and the bill will have to take its course.

On motion of Senator Haskell the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

Senator Haskell moved that the Senate adjourn until 8:30 a. m. Friday.

Senator Stoddard moved to amend by making the hour 9:00 a. m.

The amendment was adopted.

The motion prevailed, and the Senate adjourned until 9:00 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 30, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Dr. Fred T. Mayer-Oakes, pastor of the First Congregational church, Oskaloosa, Iowa.

On motion of Senator McLeland, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Johnston for Saturday on his own request; Senator Cessna for the day on request of Senator Bergman.

INTRODUCTION OF BILLS

Senate File No. 70, by Senator Romkey, a bill for an act to amend the law as it appears in section twenty-one hundred sixty-nine (2169) of the Code relating to the record kept of permits issued to manufacturers of intoxicating liquors and providing for reports of liquor shipments received to be filed by manufacturers.

Read first and second times and referred to committee on suppression of intemperance.

REPORTS OF COMMITTEE

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 32, a bill for an act to defray expense of Governor's inaugural, begs leave to report it has the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 35, a bill for an act to appropriate \$400.00 for the purpose of paying special drainage assessments against state owned land in connection with the drainage of Rice Lake, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Perkins submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File No. 4, a bill for an act to amend section seventy-three hundred eight (7308), Code, 1924, relating to exemptions from inheritance tax, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause and in lieu insert the following:

"Section 1. Paragraph two (2) of section seventy-three hundred eight (7308), Code, 1924, is amended to read as follows:

2. When the property passes to societies or institutions within this state incorporated for educational or religious purposes, or to cemetery associations, including humane societies.

3. When the property passes in any manner for purposes of public charity, including property which has heretofore so passed and upon which said tax has not been paid.

Sec. 2. Paragraphs three (3) and four (4) of section seventy-three hundred eight (7308), Code, 1924, are hereby renumbered as paragraphs four (4) and five (5) respectively.

Sec. 3. That paragraph three of section seventy-three hundred eight (7308), Code, 1924, be and the same is hereby amended by inserting after the word "state" in the fourth line of said paragraph, the words "or to trustees for such uses within this state".

Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its passage and approval and publication as required by law, in the Des Moines Capital, and the Des Moines Tribune-News, newspapers published in the city of Des Moines, Iowa."

GEO. B. PERKINS, *Chairman.*

Ordered passed on file.

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2 to which was referred Senate File No. 27, a bill for an act prohibiting a person from holding two (2) public offices in the state where the law provides for a salary for each office, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman.*

The report of the committee was rejected and the bill ordered placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Ramsey, Senate File No. 45, a bill for an act to amend the provisions of section sixty-two (62) of the Code, Nineteen Hundred Twenty-four (1924), relating to the compensation to be paid newspapers for publishing the laws of the general assembly which are to take effect by publication, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Benson	Dean	Horchem	Roberts
Bergman	Ellis	Johnston	Romkey
Breakenridge	Fackler	Kimberly	Shane
Brookins	Fulton	Mills	Slemmons
Browne	Gilchrist	Perkins	Snook
Clark	Goodwin	Ramsey	Stanley
Clearman	Hartman	Rees	Stoddard
Darting	Haskell	Rigby	White

Nays, 8.

Buser	Kern	Nelson	Shinn
Dotts	McLeland	Schmedika	Skromme

Absent or not voting, 10.

Baird	Campbell	Gunderson	Reed
Bowman	Cavanaugh	Langfitt	Shaff
Brookhart	Cessna		

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 6 MADE SPECIAL ORDER

On motion of Senator Shaff, Senate Concurrent Resolution No. 6 was made a special order for 11:00 a. m. Tuesday.

On motion of Senator Hartman the Senate went into executive session.

EXECUTIVE SESSION

On motion and roll call the Senate confirmed the appointment of Hon. A. B. Funk, of Des Moines, as industrial commissioner for the term of six years, beginning July 1, 1925; also Hon. W. E. Albert, of Lansing, Iowa, as state fish and game warden for the term of four years, beginning March 1, 1925; also Hon. A. L. Urick, of Des Moines, as labor commissioner for the term of two years beginning July 1, 1925.

The Senate arose from executive session and resumed regular session.

The Journal of January 29th was corrected and approved.

On motion of Senator Brookhart the Senate adjourned until 10:00 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 31, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Elder J. F. Baker of Des Moines.

On motion of Senator Shane, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Rigby for the day on request of Senator Buser; Senator Skromme for the day on request of Senator Buser; Senator Cessna for the day on request of Senator Fackler; Senator Campbell for the day on request of Senator Fackler; Senators Perkins, Shaff, Bergman and Stoddard for the day on request of Senator Fulton; Senator Haskell for the day on request of Senator White; Senator Schmedika for the day on request of Senator Goodwin; Senator Ellis for the day on request of Senator Roberts; Senator Baird for the day on request of Senator Horchem; Senator Ramsey until Tuesday a. m. on request of Senator Bowman.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the following committees:

By Senator Rees, from Chapter No. 55, Izaak Walton League of America, Waverly, Iowa, relative to prohibiting certain classes of hunting and fishing. Fish and game.

By Senator Schmedika, from W. C. T. U., Clarion, favoring the child labor amendment. Child welfare.

By Senator Goodwin, from the Parent-Teacher Associations of Des Moines, favoring the child labor amendment. Child welfare.

By Senator Goodwin, from Des Moines Federation of Women's Clubs, favoring the child labor amendment. Child welfare.

By Senator Goodwin, from World Court mass meeting, Des

Moines, urging the participation of the United States in the World Court on the Harding-Hughes terms.

INTRODUCTION OF BILLS

Senate File No. 71, by Senator Rees, a bill for an act to provide for the supervision and regulation of the service and rates of telephone companies.

Read first and second times and referred to committee on telegraph and telephone.

Senate File No. 72, by Senator Goodwin, a bill for an act to amend section fifty-eight hundred sixty-seven of the Code, 1924, relating to the election of hospital trustees by cities, providing for additional trustees and the appointment therefor.

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

Senate File No. 73, by Senator Goodwin, a bill for an act authorizing cities, including cities under commission plan of government, now or hereafter having a population of one hundred twenty-five thousand inhabitants or over to acquire a site for, and to build and equip a detention hospital, and to levy a tax and issue bonds in anticipation of such tax to pay the expense thereof.

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

Senate File No. 74, by Senator Horchem, a bill for an act to repeal section six thousand six hundred thirty-three (6633) of the Code relating to the duties and compensation of members of a city or town council under the city manager plan, and to enact a substitute therefor.

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

Senate File No. 75, by committee on code revision, a bill for an act to amend sections ninety-two hundred eighty-one (9281), ninety-two hundred eighty-two (9282), and ninety-two hundred eighty-three (9283), Code, 1924, relating to the refusal of bank

officials to make reports and to fraudulent acts in transacting the business of banking.

Read first and second times and placed on the calendar.

Senate File No. 76, by committee on code revision, a bill for an act to amend section thirty-two hundred sixty (3260) Code, 1924, relating to licenses for public scales.

Read first and second times and placed on the calendar.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House Joint Resolution No. 1, relating to the legislative department.

A. C. GUSTAFSON, *Chief Clerk.*

The Journal of January 30th was corrected and approved.

On motion of Senator Buser the Senate adjourned until 10:00 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 2, 1925.

The Senate met in regular session, President Pro Tempore Ed H. Campbell presiding.

Prayer was offered by Rev. Thos. Carson, pastor of the Methodist Episcopal church of Boone, Iowa.

Senator White moved that rule 37 be suspended for the day.

On the question "Shall the motion prevail?" the vote was:

Ayes, 29.

Baird	Cessna	Hartman	Roberts
Bergman	Clark	Haskell	Shaff
Bowman	Dean	Horchem	Shane
Breakenridge	Dotts	Johnston	Shinn
Brookhart	Fackler	McLeland	Slemmons
Brookins	Gilchrist	Reed	Stoddard
Buser	Goodwin	Rees	White
Campbell			

Nays, 11.

Benson	Clearman	Mills	Snook
Browne	Fulton	Romkey	Stanley
Cavanaugh	Gunderson	Skromme	

Absent or not voting, 10.

Darting	Kimberly	Perkins	Rigby
Ellis	Langfitt	Ramsey	Schmedika
Kern	Nelson		

The motion prevailed, and rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Rigby for the day on request of Senator Buser; Senator Ellis for the day on request of Senator Roberts; Senator Perkins for the day on request of Senator Fulton; Senator Darting for the day on request of Senator Haskell.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Skromme, from the W. C. T. U. and citizens of Madrid, favoring the child labor amendment. Child welfare.

By Senator Benson, from McGregor Tourist Club, favoring the child labor amendment. Child welfare.

By Senator Johnston, from legislative committee of O. R. C. of Iowa, favoring the child labor amendment. Child welfare.

By Senator Stanley, from legislative committee of O. R. C. of Iowa, favoring the child labor amendment. Child welfare.

By Senator McLeland, from Farm Business Association of Marshall County, urging investigation of the highway commission, favoring the child labor amendment, protesting the \$85,000,000.00 bond issue, protesting tax free bonds, and other matters relating to highways. Child welfare, and highways.

By Senator Fackler, from citizens and taxpayers of Taylor county, protesting the \$85,000,000.00 bond issue and the gasoline tax. Highways.

INTRODUCTION OF BILLS

Senate File No. 77, by Senator Shinn, a bill for an act to authorize judges to sit together in order to determine the punishment under pleas of guilty of murder in first degree.

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

HOUSE MESSAGE CONSIDERED

House Joint Resolution No. 1, a joint resolution agreeing to a proposed amendment to the constitution of the state of Iowa by striking out the word "male" from section four (4) of article three (3) of said constitution, relating to the legislative department.

Whereas, by House Joint Resolution Number Five (5) of the Fortieth General Assembly, which resolution was approved February 23, 1923, 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 Fortieth General Assembly and entered upon its official, printed journal at pages 564 and 565 with the yeas and nays taken thereon, and was agreed to by a majority of the members elected to the Senate of said general assembly, and entered upon its official, printed journal at page 504 with the yeas and nays taken thereon; and,

Whereas, said proposed amendment was in words and figures as follows, to wit:

"Strike out the word 'male' from Section four (4) of article three (3) of said constitution, relating to the legislative department."; and

Whereas, the said resolution and proposed amendment have been published as provided by law and have been referred to this, the Forty-first 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 as contained in and proposed by said House Joint Resolution Number Five (5) of the Fortieth General Assembly, being in words and figures as follows, to wit:

"Strike out the word 'male' from Section four (4) of article three (3) of said constitution, relating to the legislative department.",
be and the same is hereby agreed to, enacted and adopted by the Forty-first General Assembly.

Read first and second times and referred to committee on constitutional amendments.

THIRD READING OF BILLS

On motion of Senator Cavanaugh, Senate File No. 75, a bill for an act to amend sections ninety-two hundred eighty-one (9281), ninety-two hundred eighty-two (9282), and ninety-two hundred eighty-three (9283), Code, 1924, relating to the refusal of bank officials to make reports and to fraudulent acts in transacting the business of banking, a bill by the committee on code revision, was taken up and considered.

The bill was read for information.

Senator Reed moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird
Benson
Bergman
Bowman
Breakenridge
Brookhart
Brookins
Buser
Campbell
Cavanaugh

Cessna
Clark
Clearman
Dean
Dotts
Fackler
Fulton
Gilchrist
Goodwin
Gunderson

Hartman
Haskell
Horchem
Johnston
Kern
McLeland
Mills
Nelson
Reed
Roberts

Schmedika
Shaff
Shane
Shinn
Skromme
Slemmons
Snook
Stanley
Stoddard
White

Nays, 1.

Browne

Absent or not voting, 9.

Darting	Langfitt	Ramsey	Rigby
Ellis	Perkins	Rees	Romkey
Kimberly			

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

Senator Cavanaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh, Senate File No. 76, a bill for an act to amend section thirty-two hundred sixty (3260) Code, 1924, relating to licenses for public scales, a bill by the committee on code revision, was taken up and considered.

The bill was read for information.

Senator Reed moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Cessna	Haskell	Romkey
Benson	Clark	Horchem	Shaff
Bergman	Clearman	Johnston	Shane
Bowman	Dean	Kern	Shinn
Breakenridge	Dotts	McLeland	Skromme
Brookhart	Fackler	Mills	Slemmons
Brookins	Fulton	Nelson	Snook
Browne	Gilchrist	Reed	Stanley
Buser	Goodwin	Rees	Stoddard
Campbell	Gunderson	Roberts	White
Cavanaugh	Hartman		

Nays, none.

Absent or not voting, 8.

Darting	Kimberly	Perkins	Rigby
Ellis	Langfitt	Ramsey	Schmedika

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

Senator Cavanaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Goodwin, Senate File No. 32, a bill for an act making appropriation to defray the expense of the inaugural ceremonies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Cessna	Haskell	Schmedika
Benson	Clark	Horchem	Shaff
Bergman	Clearman	Johnston	Shane
Bowman	Dean	Kern	Shinn
Breakenridge	Dotts	McLeland	Skromme
Brookhart	Fackler	Mills	Slemmons
Brookins	Fulton	Nelson	Snook
Browne	Gilchrist	Reed	Stanley
Buser	Goodwin	Rees	Stoddard
Campbell	Gunderson	Roberts	White
Cavanaugh	Hartman	Romkey	

Nays, none.

Absent or not voting, 7.

Darting	Kimberly	Perkins	Rigby
Ellis	Langfitt	Ramsey	

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

On motion of Senator Fulton, Senate File No. 4, a bill for an act to amend section seventy-three hundred eight (7308), Code, 1924, relating to exemptions from inheritance tax, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out all after the enacting clause and in lieu insert the following:

"Section 1. Paragraph two (2) of section seventy-three hundred eight (7308), Code, 1924, is amended to read as follows:

2. When the property passes to societies or institutions within this state incorporated for educational or religious purposes, or to cemetery associations, including humane societies.

3. When the property passes in any manner for purposes of public

charity, including property which has heretofore so passed and upon which said tax has not been paid.

Sec. 2. Paragraphs three (3) and four (4) of section seventy-three hundred eight (7308), Code, 1924, are hereby renumbered as paragraphs four (4) and five (5) respectively.

Sec. 3. That paragraph three of section seventy-three hundred eight (7308), Code, 1924, be and the same is hereby amended by inserting after the word "state" in the fourth line of said paragraph, the words "or to trustees for such uses within this state,".

Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its passage and approval and publication as required by law, in the Des Moines Capital, and the Des Moines Tribune-News, newspapers published in the city of Des Moines, Iowa."

The bill was read for information.

Senator Fulton moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Clark	Haskell	Schmedika
Benson	Clearman	Horchem	Shaff
Bergman	Dean	Johnston	Shane
Bowman	Dotts	Kern	Shinn
Breakenridge	Fackler	McLeland	Skromme
Brookhart	Fulton	Mills	Slemmons
Brookins	Gilchrist	Nelson	Snook
Browne	Goodwin	Reed	Stanley
Buser	Gunderson	Rees	Stoddard
Campbell	Hartman	Roberts	White
Cavanaugh			

Nays, none.

Absent or not voting, 9.

Cessna	Kimberly	Perkins	Rigby
Darting	Langfitt	Ramsey	Romkey
Ellis			

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

Senator Fulton moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. 31 WITHDRAWN

By unanimous consent, on request of Senator Goodwin, Senate File No. 31 was withdrawn from further consideration.

The Journal of January 31st was corrected and approved.

Senator Bergman moved that the Senate adjourn until 10:00 a. m. Tuesday.

Senator Haskell moved to amend by making the time 3:00 p. m. today.

The amendment was adopted.

The motion prevailed, and the Senate adjourned until 3:00 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Clem F. Kimball presiding.

INTRODUCTION OF BILLS

Senate File No. 78, by Senator Fackler, a bill for an act to amend chapter two hundred seventy-two (272) of the Code, 1924, relating to county aid for the blind.

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

REPORTS OF COMMITTEE

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 19, a bill for an act to amend, revise, and codify paragraph seven (7) of section fifty-six hundred thirty-nine (5639), Code, 1924, relating to the powers and duties of mayors of cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 41, a bill for an act to amend, revise and codify section 5768 of the Code, 1924, relating to markets in cities and towns and fixing and collection of charges for occupancy in such markets, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

That all of section one (1) of the bill following the enacting clause, be stricken, and that in lieu thereof the following be inserted:

Section 1. That section fifty-seven hundred sixty-eight (5768) of the Code, 1924, be and the same is hereby amended as follows: By striking out the comma (,) after the word "city" in line nineteen (19) and inserting a period (.) and by striking out all of the remainder of the section beginning with the word "or" in line nineteen (19), and inserting in lieu thereof the following:

"They may, by ordinance, fix reasonable charges to be paid by those occupying spaces in market places and provide for the collection of such charges. Charges so collected shall be used solely for the purpose of improving market places and to defray the actual expense of the city in conducting the same."

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 16, a bill for an act amending section 6121, relating to waterworks in cities of 100,000, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the word "theretofore" from line nine (9) of the printed bill.

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 6, a bill for an act to amend sections 6152 and 6153 of the Code, 1924, relating to the powers of the board of waterworks trustees, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section two (2) by striking from line nine (9) thereof after the word "bonds" the words "of their own city" and inserting in lieu thereof "of the municipalities of Iowa".

Also, amend section two (2) by adding as paragraph two (2) the following:

"The authority hereby vested in the board of waterworks trustees to purchase the securities herein designated shall include the authority to dispose of such securities at such times and in such amounts as the outstanding obligations of the waterworks may become due."

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Senator Reed submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1 to which was

referred Senate File No. 57, a bill for an act to fix and determine the rights of parties to actions on obligations secured by mortgages or deeds of trust on real estate, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

AMENDMENTS TO THE RULES

Senator Campbell offered the following amendment to the rules and moved its adoption:

Amend rule 23 by striking the words "March 1st" from line 6 and inserting in lieu thereof the words "third legislative day in March".

The amendment was adopted.

Senator Campbell offered the following amendment to the rules and moved its adoption:

Amend rule 34 by striking the words "code commission" from line 7.

The amendment was adopted.

On motion of Senator Haskell the Senate adjourned until 10:00 a. m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, FEBRUARY 3, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Father Hanson, of the Visitation church, of Des Moines.

On motion of Senator Cessna, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Rigby for the day on request of Senator Buser; Senator Clearman for the day on request of Senator Dotts.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Skromme, from the Ames Woman's Club, favoring the child labor amendment. Child welfare.

By Senator Skromme, from the Lowell Club of Boone, favoring the World Court on the Harding-Hughes plan.

By Senator Skromme, from the W. C. T. U. of Ames, favoring the child labor amendment. Child welfare.

By Senator Skromme, from the Women's Club, Cambridge, favoring the child labor amendment. Child welfare.

By Senator Gilchrist, from the Fonda Commercial Club, protesting the highway bond issue, and gasoline tax, and other matters relative to the state highway commission. Highways.

By Senator Ellis, from citizens of Appanoose and Wapello counties, relative to protection of foxes. Fish and game.

By Senator Campbell, from the women's clubs of Arthur, favoring the child labor amendment. Child welfare.

By Senator Campbell, from the Y. W. C. A. of Cherokee county, favoring the child labor amendment. Child welfare.

By Senator Stanley, from the League of Women Voters of Oskaloosa, favoring the child labor amendment. Child welfare.

By Senator Fackler, from citizens of Prescott, relative to gasoline tax. Highways.

INTRODUCTION OF BILLS

Senate File No. 79, by Senator Bowman, a bill for an act to repeal sections forty-seven hundred twenty (4720), forty-seven hundred twenty-one (4721), forty-seven hundred twenty-two (4722), forty-seven hundred twenty-four (4724), forty-seven hundred twenty-seven (4727), forty-seven hundred twenty-eight (4728), forty-seven hundred twenty-nine (4729) and forty-seven hundred thirty (4730), and to amend sections forty-seven hundred twenty-three (4723), forty-seven hundred twenty-six (4726) and chapter two hundred forty-two (242) of the Code, 1924, relating to the improvement of primary and county roads.

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

Senate File No. 80, by Senator Kimberly, a bill for an act to amend section thirty-four hundred ninety-four (3494), Code, 1924, relating to the duties of the board of control of state institutions.

Read first and second times and referred to committee on board of control.

Senate File No. 81, by Senator Gilchrist, a bill for an act to amend section 11245 of the Code of 1924 relating to bonds for costs.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File No. 48, a bill for an act relating to the support of the poor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 22, a bill for an act relating to maps in gypsum mines.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 43, a bill for an act relating to restricted residence districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 6, a bill for an act relating to the filing of instruments with the county recorder.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 40, a bill for an act relating to the election of hospital trustees by cities, by providing for additional trustees and the appointment thereof.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 20, a bill for an act relating to escapes from state institutions under the management of the board of control of state institutions and to acts and conduct in aid thereof.

Also: That the House has adopted the report of the joint committee on rules.

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

House Concurrent Resolution No. 8, authorizing the printing of the book on rules.

A. C. GUSTAFSON, *Chief Clerk.*

Senator Stoddard moved that a committee of three be appointed to confer with House members to arrange for a joint session to hear Sherwood Eddy speak.

On the question "Shall the motion prevail?" the vote was:

Ayes, 37.

Baird	Clark	Gunderson	Ramsey
Benson	Darting	Hartman	Reed
Bergman	Dean	Horchem	Rees
Breakenridge	Dotts	Johnston	Shaff
Brookhart	Ellis	Kimberly	Shane
Brookins	Fackler	McLeland	Skromme
Browne	Fulton	Mills	Slemmons
Campbell	Gilchrist	Nelson	Stanley
Cavanaugh	Goodwin	Perkins	Stoddard
Cessna			

Nays, 9.

Bowman
Buser
Haskell

Roberts
Romkey

Schmedika
Shinn

Snook
White

Absent or not voting, 4.

Clearman

Kern

Langfitt

Rigby

The motion prevailed and the President appointed as such committee Senators Stoddard, Brookhart and Horechem.

A communication from the Greater Des Moines Committee, inviting the members to a dinner and theater party, February 11th, was read.

Senator Goodwin moved that the invitation be accepted, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Shane, Senate File No. 6, a bill for an act to amend sections sixty-one fifty-two (6152), and sixty-one fifty-three (6153) of the Code of 1924, relating to the powers of the board of water works trustees, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend section two (2) by striking from line nine (9) thereof after the word "bonds" the words "of their own city" and inserting in lieu thereof "of the municipalities of Iowa".

Also, amend section two (2) by adding as paragraph two (2) the following:

"The authority hereby vested in the board of waterworks trustees to purchase the securities herein designated shall include the authority to dispose of such securities at such times and in such amounts as the outstanding obligations of the waterworks may become due."

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 45.

Baird
Benson
Bergman

Bowman
Breakenridge
Brookhart

Brookins
Browne
Buser

Campbell
Cavanaugh
Cessna

Clark	Gunderson	Nelson	Skromme
Darting	Hartman	Perkins	Slemmons
Dean	Haskell	Ramsey	Snook
Dotts	Horchem	Roberts	Stanley
Ellis	Johnston	Romkey	Stoddard
Fackler	Kern	Schmedika	White
Fulton	Kimberly	Shaff	
Gilchrist	McLeland	Shane	
Goodwin	Mills	Shinn	

Nays, none.

Absent or not voting, 5.

Clearman	Reed	Rees	Rigby
Langfitt			

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

On motion of Senator Stoddard, Senate File No. 41, a bill for an act to amend, revise and codify section fifty-seven hundred sixty-eight (5768) of the Code, 1924, relating to markets in cities and towns and making provision for the fixing and collection of charges for occupancy of space in such markets, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

That all of section one (1) of the bill following the enacting clause, be stricken, and that in lieu thereof the following be inserted:

Section 1. That section fifty-seven hundred sixty-eight (5768) of the Code, 1924, be and the same is hereby amended as follows: By striking out the comma (,) after the word "city" in line nineteen (19) and inserting a period (.) and by striking out all of the remainder of the section beginning with the word "or" in line nineteen (19), and inserting in lieu thereof the following:

"They may, by ordinance, fix reasonable charges to be paid by those occupying spaces in market places and provide for the collection of such charges. Charges so collected shall be used solely for the purpose of improving market places and to defray the actual expense of the city in conducting the same."

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Cessna	Haskell	Romkey
Benson	Clark	Horchem	Schmedika
Bergman	Darting	Johnston	Shaff
Bowman	Dean	Kern	Shane
Breakenridge	Dotts	Kimberly	Shinn
Brookhart	Ellis	McLeland	Skromme
Brookins	Fackler	Mills	Slemmons
Browne	Fulton	Nelson	Snook
Buser	Goodwin	Perkins	Stanley
Campbell	Gunderson	Ramsey	Stoddard
Cavanaugh	Hartman	Rees	White

Nays, none.

Absent or not voting, 6.

Clearman	Langfitt	Rigby	Roberts
Gilchrist	Reed		

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

On motion of Senator Gunderson, Senate File No. 35, a bill for an act to appropriate four hundred dollars (\$400.00) for the purpose of paying special drainage assessments against state owned land in connection with the drainage of Rice Lake, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Cessna	Haskell	Romkey
Benson	Clark	Horchem	Schmedika
Bergman	Darting	Johnston	Shaff
Bowman	Dean	Kimberly	Shane
Breakenridge	Dotts	McLeland	Shinn
Brookhart	Fackler	Mills	Skromme
Brookins	Fulton	Nelson	Slemmons
Browne	Gilchrist	Perkins	Snook
Buser	Goodwin	Ramsey	Stanley
Campbell	Gunderson	Rees	Stoddard
Cavanaugh	Hartman	Roberts	White

Nays, none.

Absent or not voting, 6.

Clearman	Kern	Reed	Rigby
Ellis	Langfitt		

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

SENATE CONCURRENT RESOLUTION NO. 6 WITHDRAWN

The time having arrived for the consideration of Senate Concurrent Resolution No. 6, which was made a special order for this time, Senator Shaff asked unanimous consent to withdraw same from further consideration, which consent was granted and the resolution withdrawn.

THIRD READING OF BILLS

On motion of Senator Goodwin, Senate File No. 16, a bill for an act to amend section six thousand one hundred sixty-one of the Code, 1924, relating to the ownership, purchase, maintenance and operation of waterworks by cities having a population of one hundred thousand inhabitants or over, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking the word "theretofore" from line nine (9) of the bill.

Senator Fulton offered the following amendment and moved its adoption:

Amend by inserting a period (.) after the word "plant" in line 12 and striking the remainder of the sentence.

The amendment was adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Cavanaugh	Goodwin	McLeland
Benson	Cessna	Gunderson	Mills
Bergman	Clark	Hartman	Nelson
Breakenridge	Dean	Haskell	Perkins
Brookhart	Dotts	Horchem	Ramsey
Brookins	Fackler	Johnston	Rees
Buser	Fulton	Kern	Roberts
Campbell	Gilchrist	Kimberly	Romkey

Schmedika
Shaff
Shane

Shinn
Skromme
Slemmons

Snook
Stanley
Stoddard

White

Nays, none.

Absent or not voting, 8.

Bowman
Browne

Clearman
Darting

Ellis
Langfitt

Reed
Rigby

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

On motion of Senator Cavanaugh, Senate File No. 49, a bill for an act to amend, revise, and codify section twelve thousand nine hundred sixty-six (12966), Code, 1924, relating to the crime of rape, a bill by the committee on code revision, was taken up and considered.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by striking the period at the end of section one (1) and adding the following: "not less than ten, and the court in its discretion may pronounce sentence for a lesser period than the maximum, the provisions of the indeterminate sentence law to the contrary notwithstanding."

Senator Shane offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the word "ten" from line 3 and inserting in lieu thereof the word "five".

The amendment to the amendment was adopted.

The amendment was adopted.

COMMITTEE FROM THE HOUSE

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

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

JOINT SESSION

As per concurrent resolution duly adopted, the joint session was called to order, Hon. Clem F. Kimball, President of the Senate, presiding.

President Kimball announced a quorum present and the joint session duly organized.

The President appointed Senator White of Benton and Representative Strippel of Benton as a committee of two who escorted Miss Helen Keller and her party to the Speaker's station .

Lafayette Young, Jr., then introduced Charles D. Hayes, director of the bureau of information and publicity of the American Foundation for the Blind, New York City, who spoke briefly in regard to the object and purposes of the Foundation, especially in connection with assistance for the adult blind.

Mrs. Anne Sullivan-Macy, teacher of Miss Helen Keller, was then introduced to the joint session and spoke as follows:

REMARKS OF MRS. ANNE SULLIVAN-MACY

LADIES AND GENTLEMEN: We are going about this country visiting sixty or seventy cities in the hope that people seeing Miss Helen Keller will realize what it is possible to do for the blind, hoping that they will take a genuine, intelligent interest in her work; not just curiosity to see her, but realizing that if one who is handicapped, deaf and blind and mute since babyhood, has been able to overcome these limitations, has been able to make herself useful and helpful to other people, that you will see that the blind are a people who have something to give the state and something to give their fellow men, if you will only help them to do it.

I went to Helen Keller to teach her in her home in Alabama when she was six and one-half years old. Nothing had been done for her from the time that she lost her sight and hearing at the age of nineteen months until that time. She had grown into a very active wild little creature, strong and wilful and it had become necessary to have her trained in some way if the family were to live in the house with her. Her father wrote to the School for the Blind in Boston, who asked if he could get a teacher for his child. It was arranged that I should go to Helen's home and teach her.

The first thing I had to do was to find a means of communication. A child deaf from nineteen months of age has lost all ability to speak, has lost even the memory of speech, so I had to find some medium that would appeal to the sense of touch, because she could not see nor hear. The manual alphabet seemed the easiest and indeed the only means of

reaching her mind, but I could not teach her the alphabet—that was impossible. I could not tell her what letters were, so I had to take a whole word, and I took the word “doll,” because children are interested in dolls, and I made the letters d—o—l—l in her own hand. I pointed to the doll and nodded my head. She could feel my head nod; her mother used to nod her head when she approved of something, so she understood that by my nod I had meant yes, and I wanted to tell her that that motion of my fingers meant that thing, the doll. She became bored in a very little while and threw the doll on the floor. I picked it up and helped her with her own fingers to make the word “doll.” She liked that; it was something that she could do herself, and it seemed, I suppose, like a little game with her fingers, and after a few attempts she actually spelled the word “doll” and pointed to it, and nodded her head just exactly as I had done.

Helen learned about thirty words in the following month in that way, from imitation. I would give her an object, as a cup and would spell cup. I would give her a pin and spell the word “pin.” When I put the cup in her hand she would spell cup, and when I gave her a cake she would spell the word “cake,” because she found out very quickly when she spelled the word that she got the cake, and all words of things to which she learned very quickly. It was perfectly obvious, however, that she did not realize that everything she touched had a name, because when I gave her something new that she had not felt of before she would feel of it and throw it aside, and start after something else. One day I led her out to the pump and made her hold her hand under the pump, and as the water gushed forth I spelled the word “water.” Her face lighted up; a new expression came into her face that I had never seen there before. It had always been such a stolid, angry little face. She was against everything and everybody, fighting all the time to make herself understood, and her face lighted up so beautifully, and instantly she pointed to the ground, which seemed so strange. What was the name of it? I spelled the word “ground.” She pointed to everything she could lay her hands on; she dragged me upstairs and downstairs all day long to spell the names of things. You see in that moment she had grasped the idea at last—that the motions of my fingers meant that cool something flowing over her hand. She now knew that she could take me to any object and I would give her the name of it. The language question was solved; there never was any more difficulty about it. I have spent all the rest of all the years that I have been with her trying to keep up with her. She learned everything that children of her age learned, to read and to spell, to write, arithmetic and history, and for three years she used the fingers only. During that time, of course, many times she had noticed we did not use the hands when we were talking to each other, and of course, she must have wondered what we were doing. One day about the end of three years she asked me with her fingers what I was doing. I told her that we were talking with our mouths. Instantly she spelled, “I want to talk with my mouth.” That seemed impossible. Nobody dreamed or ever thought that a child, blind and deaf and mute since nineteen months of age, could ever learn to

speak, but Helen kept on insisting that she wanted to talk like other people. I made up my mind that if it was possible she should learn to speak, and I visited schools for the deaf where the oral method was taught and learned as much as I could about the method and tried to apply it to Helen. You see their problem was different, they could see what their teacher was doing, the position of the tongue and the expression of the face. They could be helped in a thousand ways by the eye. For Helen I must use some method that she could feel, and after a great many experiments we found a position in which she could put her hand on the face and feel what we said, and I want to show you now because it is so much easier for you to understand and to see how it is done if I illustrate with Helen. The thumb on the throat, the first finger on the lips and second finger on the nose. The thumb here on the throat gives her the guttural sounds in words, like g and k, and some of the vowels. The finger on the lips gives the sounds of such consonants as b and p, and some of the vowels. From the nose she gets the n and m. Now take the hard g. She could never mistake it, even from the first time it was spoken; it was so obvious. (Illustrated with words: go, good, governor.) Then the k, just as different, and just as easy to feel. (Illustrated by words: kindness, Kipling, Congress, contradiction.) Of course, it is not all right at the point of the larynx, it is the whole face that vibrates, and the bones of the face. (Illustrated by boy, breakfast, bright, beautiful, perpendicular, Pennsylvania, Paris.) The nasal is just the same, anyone can feel it. (Illustrated by nuisance, never.) The first word after feeling these sounds was the little word "it." I place her hands in the position, and she gets the short sound of i, then t. Of course you will understand that she knew all the words. She had been spelling and reading and writing for three years, so all I would say is "I am going to make the word 'it,'" then put the two letters together to make the word "it" and the first word was learned. Now the hard part of it is that for years, oh, more than twenty years she has kept her hands on my face, her fingers in my mouth, and felt my tongue, and imitating those positions and repeating them over and over, because you know language is not learned in a day, and when you do not have hearing it is one of the most difficult tasks. I do not think that any person with eyes or ears can ever grasp what it means for a deaf person to learn to speak words intelligibly to your ears; I do not think it is possible. Not having heard a sound since she was nineteen months old she has no way of gauging her voice. She must be told constantly to speak louder or to speak softer. She also not having the eye, does not throw the voice to those to whom she is speaking in the audience. The eye helps you to do it, but she must be told to speak out to the people in front constantly, and that is why it is difficult to understand her. She speaks so slowly, so mechanically. You see it could not be otherwise. Any one learning to speak in this way loses the naturalness of the voice, but the important thing is to be understood, not by you, not by the audience, but by her friends, her family, her sisters and brothers. For years Helen has been understood by every one who has been near her for any length of time, but it is much more difficult to speak to an audience.

I want you to see how she reads the lips. In a very short time she was able to read what we said to her. (To Miss Keller: "I am telling our friends that you can understand what people say to you without putting your hand on their mouth.")

Will some one please ask Miss Keller a question. Question asked: "What is your greatest love, Miss Keller?" She answered: "My teacher. She has been eyes and ears and a friend to me in all dark places."

After she had learned to speak and after she had taken all the studies that a young girl takes she felt that she would like to go to college. She found that she could do everything else and that other girls were going to college so she said that she wanted to go also. So when she was twenty years old she entered Radcliffe College, which is connected with Harvard University. She took all the examinations and entered without a single condition. In college people wondered how she did the work. The examinations were all copied in the Braille by a teacher of the blind and were handed to her by the Dean of the College. She was absolutely alone in the examination period. In the classrooms I used to sit beside her and spell into her hand word by word what was said. I had to read to her nearly all the books. Very few of the books at that time had been copied for the student in raised print, and at the end of four years she received her degree of Bachelor of Arts with honors.

So far as Helen Keller's heart and mind are concerned the walls of deafness and blindness have long been broken, but the burden, and a very real burden, remains which is the burden that all the blind feel, that of dependence, of always waiting for somebody else. She cannot even go to walk on the streets unless some one goes with her. She cannot read a book that she has heard about and wants to read very much until some one has time to read it to her. She cannot read the morning's paper, and she is always crazy about the news and to know what is going on, until somebody sits down and spells it into her hands. Can you imagine what it would be always to wait, always to be dependent upon somebody else, with a bright mind like hers, with a mind so full of this work for the blind, and she is just bubbling over with it. She must depend on Mr. Hayes or somebody else to tell you about the work for the blind. Because of this difficulty of her speech, you would get weary of listening to her for any length of time. People imagine that Miss Keller is some kind of a super-woman, that she has overcome all her limitations. Not so, and that very fact that she is dependent and that she does share with the blind their limitations should make you sympathetic toward the blind, should make you want to do all the things in your power to remove the stumbling block from their way. She is now going to say a few words to you about this bill that you are considering, because she has had a great deal to do with the passage of bills. She has been before many legislatures. Indeed I think it was due to her as much as anybody else that the Massachusetts legislature passed the bills which have made the work for the blind in that state so proficient, and also in New York. As she crosses the country she is going to speak to many legislatures and urge upon their attention this work for the blind.

REMARKS OF MISS HELEN KELLER

MEMBERS OF THIS SENATE AND HOUSE: I am very glad of this opportunity to speak before the Legislature of Iowa in a cause which is so near to my heart. It is gratifying to me that you are taking such an intelligent interest in the welfare of the blind.

I understand that you are about to consider a bill to create a commission for the blind. I have read the bill. It is very similar to the act which has been in operation in Massachusetts for twenty-five years. I think it would be a great mistake to include the work for the blind in a general welfare organization because the problems of the sightless are different from those of other handicapped people, and their work is highly specialized.

I understand also that you are asked to appropriate twenty-five thousand dollars to carry on this work for two years. That means about twelve thousand a year. Gentlemen, that is not enough. You should double it. Please remember, there are two thousand blind people in this state, the majority of whom can, through training and special aid, become self-supporting citizens. Surely, gentlemen, it is worth while to grant a generous appropriation when you consider that it will enable many blind men and women who are now dependent to help themselves, and relieve the state of the burden of caring for them.

The civilization of a state should be measured by the degree of happiness it makes possible for its citizens. It must be good for the strong to help the weak—otherwise there would be no excuse for our having the unfortunate always with us. It is good statesmanship to meet halfway those who are fighting the battle of life under a handicap. No matter how intelligent and brave the blind are, they will always need your assistance and encouragement. They will always need a friend, and who better than the state can be that friend? I thank you.

Harrison of Pottawattamie moved that the remarks of Miss Keller be printed in the Journal.

Rankin of Lee moved to amend the motion by including therein the remarks of her teacher also.

Amendment adopted.

Motion as amended prevailed.

Senator Brookhart moved that the joint session be now dissolved.

Motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President Pro Tempore Campbell presiding.

REPORT OF COMMITTEE

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on public schools to which was referred Senate File No. 5, a bill for an act to amend section forty-two hundred twenty-two (4222), Code, 1924, relating to the time when the secretary and treasurer of school districts shall qualify begs leave to report it has had the same under consideration and recommends the same be amended by striking therefrom all of section 1 and by inserting in lieu thereof the following:

"Section 1. Section forty-two hundred twenty-two (4222), Code, 1924, be amended by striking therefrom the words "On the same day" being the first four words of the section and by inserting in lieu thereof the following words "On the first secular day in July".

Your committee recommends that the bill when so amended do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

The Journal of February 2d was corrected and approved.

Senator Bowman moved to adjourn until 3:00 p. m. today.

Senator Stoddard moved to amend by making the time 10:00 a. m. Wednesday.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 10:00 a. m. Wednesday.

JOURNAL OF THE SENATE

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SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 4, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. E. H. Stranahan, of Oskaloosa, Iowa.

On motion of Senator Stoddard, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Rigby for the day on request of Senator Buser.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Skromme, from the Des Moines Federation of Women's Clubs, favoring the child labor amendment. Child welfare.

By Senator Slemmons, from the Buchanan Ministerial Association, favoring the child labor amendment. Child welfare.

By Senator Hartman, from the mayor and city council of West Union, favoring the gasoline tax. Highways.

INTRODUCTION OF BILLS

Senate File No. 82, by Senator Baird, a bill for an act to legalize the contract awarded by the city council of the city of Council Bluffs, Iowa, on October 27, 1924, to the Wickham Bridge & Pipe Company for the construction of storm sewers in Main Sewer District Number Four in said city.

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

Senate File No. 83, by Senator Stoddard, a bill for an act to

amend section seven thousand two hundred five (7205), Code, 1924, relating to lien upon certain personal property.

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

Senate File No. 84, by committee on code revision, a bill for an act to amend, revise, and codify section four thousand eighty-one (4081), Code, 1924, relating to county high schools.

Read first and second times and placed on the calendar.

Senate File No. 85, by committee on code revision, a bill for an act to repeal section thirty-six hundred fifty (3650), Code, 1924, relating to the discharge or release of delinquent children from state institutions.

Read first and second times and placed on the calendar.

Senate File No. 86, by committee on code revision, a bill for an act to amend, revise, and codify section eighty-one hundred sixty (8160), Code, 1924, relating to the liability of corporations operating railways.

Read first and second times and placed on the calendar.

Senate File No. 87, by committee on code revision, a bill for an act to render all monthly appropriations for the support of institutions under the management of the board of control of state institutions available at the first of each current month and to amend sections thirty-seven hundred four (3704), thirty-seven hundred five (3705), thirty-seven hundred twenty-one (3721), and thirty-seven hundred twentytwo (3722), Code, 1924.

Read first and second times and placed on the calendar.

Senate File No. 88, by Senator Brookhart, a bill for an act to repeal sections thirty-nine hundred twelve (3912), thirty-nine hundred thirteen (3913), thirty-nine hundred fourteen (3914), thirty-nine hundred twenty (3920), thirty-nine hundred twenty-seven (3927), thirty-nine hundred thirty-three (3933) of the Code, 1924, and to enact substitutes therefor; to repeal sections thirty-nine hundred twenty-four (3924), thirty-nine hundred twenty-five (3925), thirty-nine hundred thirty-two (3932), thirty-nine hun-

dred thirty-four (3934) of the Code, 1924; and to amend sections thirty-nine hundred twenty-one (3921), thirty-nine hundred twenty-two (3922), thirty-nine hundred twenty-six (3926), and thirty-nine hundred twenty-eight (3928), thirty-nine hundred thirty-eight (3938), and thirty-nine hundred forty-one (3941) of the Code, 1924, relating to the state board of education.

Read first and second times and referred to committee on educational institutions.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate File No. 48.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEE

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2 to which was referred Senate File No. 64, a bill for an act to legalize ordinance Number seventy-one (71) of the Incorporated Town of Primghar, Iowa, granting to G. A. Healy, his successors and assigns, a franchise to construct, maintain and operate an electric distribution system in said town, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2 to which was referred House File No. 15, a bill for an act to amend, revise, and codify section twenty-eight hundred ninety-one (2891) Code, 1924, relating to the audit of the accounts of the state fair board, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

HOUSE MESSAGES CONSIDERED

House File No. 40, a bill for an act to amend section fifty-eight hundred sixty-seven (5867) of the Code, 1924, relating to the election of hospital trustees by cities, by providing for additional trustees and the appointment thereof.

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

House File No. 43, a bill for an act to amend section sixty-four hundred seventy-four (6474) of the Code, 1924, relating to restricted residence districts.

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

House File No. 22, a bill for an act to amend section thirteen hundred fifty-two (1352), Code, 1924, relating to maps in gypsum mines.

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

House File No. 20, a bill for an act to amend, revise, and codify sections thirteen thousand three hundred sixty-five (13365), thirteen thousand three hundred sixty-nine (13369), and thirteen thousand three hundred seventy (13370), Code, 1924, relating to escapes from state institutions under the management of the board of control of state institutions and to acts and conduct in aid thereof.

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

House File No. 6, a bill for an act to amend section fifty-one hundred seventy-eight (5178) of the Code, 1924, relating to the filing of instruments with the county recorder.

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

ADDITIONAL COMMITTEE APPOINTMENTS

The President made the following additional committee appointments, since the announcement of the original committee assignments:

Ellis—Printing.
Rigby—Railroads.
Skromme—Mines and Mining.
Goodwin—Appropriations.
Buser—Cities and Towns.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 4th day of February, 1925, sent to the governor for his approval, Senate File No. 48, a bill for an act to repeal section fifty-three hundred thirty-one (5331), Code, 1924, relating to the support of the poor.

F. C. STANLEY, *Chairman*.

The report was adopted.

PROOF OF PUBLICATION OF SENATE FILE NO. 64

I hereby certify that there has been filed with the secretary of the Senate, the proof of publication of a proposed bill for an act to legalize certain acts of the Incorporated Town of Primghar.

WALTER H. BEAM, *Secretary*.

HOUSE CONCURRENT RESOLUTION NO. 8 CONSIDERED

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

Be It Resolved by the House, the Senate concurring: That the superintendent of printing be and is hereby authorized to print, from copy furnished him by the secretary of the Senate and the chief clerk of the House, an edition of the rules of procedure of the Forty-first General Assembly, with pages substantially four (4) by six and one-half (6½) inches in size, containing the joint rules and the rules of each house and a plat of each house showing seats of members; said edition of the rules of procedure to be in number seven hundred (700), of which 200 are to be bound in flexible leather, with names of members and officers printed on as many as needed for that purpose, the remainder to be bound in paper covers for general distribution.

The resolution was adopted.

S. F. NO. 26 REREFERRED

President Kimball withdrew Senate File No. 26 from the committee on charitable and correctional institutions and rereferred it to the committee on educational institutions.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed, in the presence of the Senate, Senate File No. 48.

On motion of Senator Reed the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 49.

Senator Brookhart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Clearman	Kern	Romkey
Benson	Darting	Kimberly	Schmedika
Bergman	Dean	Langfitt	Shaff
Bowman	Dotts	McLeland	Shane
Breakenridge	Fackler	Mills	Shinn
Brookhart	Fulton	Nelson	Skromme
Brookins	Gilchrist	Perkins	Slemmons
Browne	Goodwin	Ramsey	Snook
Campbell	Hartman	Reed	Stanley
Cavanaugh	Haskell	Rees	Stoddard
Cessna	Horchem	Roberts	White
Clark	Johnston		

Nays, none.

Absent or not voting, 4.

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

On motion of Senator Brookhart, House File No. 19, a bill for an act to amend, revise, and codify paragraph seven (7) of section fifty-six hundred thirty-nine (5639), Code, 1924, relating to the powers and duties of mayors of cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Reed moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 47.

Baird	Clark	Johnston	Romkey
Benson	Clearman	Kern	Schmedika
Bergman	Dean	Kimberly	Shaff
Bowman	Ellis	Langfitt	Shane
Breakenridge	Fackler	McLeland	Shinn
Brookhart	Fulton	Mills	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Browne	Goodwin	Perkins	Snook
Buser	Gunderson	Ramsey	Stanley
Campbell	Hartman	Reed	Stoddard
Cavanaugh	Haskell	Rees	White
Cessna	Horchem	Roberts	

Nays, none.

Absent or not voting, 3.

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

On motion of Senator Gilchrist, Senate File No. 5, a bill for an act to amend section forty-two hundred twenty-two (4222), Code, 1924, relating to the time when the secretary and treasurer of school districts shall qualify, with report of committee recommending amendment and passage, was taken up and considered.

Senator Buser raised the point of order that it would be out of order to take up this bill at this time, as the committee report was not read yesterday.

The President held the point well taken.

On motion of Senator Gilchrist, Senate File No. 5 was made a special for 10:30 a. m. Thursday.

Senator Shaff moved that a committee be appointed to determine the advisability of the members of the Senate spending a day at Iowa City visiting the college, children's hospital, etc.

On the question "Shall the motion prevail?" the vote was:

Ayes, 27.

Baird	Darting	Horchem	Rees
Benson	Dean	Johnston	Roberts
Bergman	Dotts	Kimberly	Shaff
Breakenridge	Gilchrist	Langfitt	Shane
Campbell	Goodwin	Perkins	Stanley
Cavanaugh	Hartman	Ramsey	Stoddard
Clearman	Haskell	Reed	

Nays, 20.

Brookhart	Clark	McLeland	Shinn
Brookins	Fackler	Mills	Skromme
Browne	Fulton	Nelson	Slemmons
Buser	Gunderson	Romkey	Snook
Cessna	Kern	Schmedika	White

Absent or not voting, 3.

Bowman	Ellis	Rigby
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The motion prevailed and the President appointed as such committee Senators Shaff, Stoddard and Reed.

The Journal of February 3d was corrected and approved.

On motion of Senator Dean the Senate adjourned until 4:00 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Clem F. Kimball presiding.

REPORTS OF COMMITTEES

Senator Reed submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1 to which was referred Senate File No. 3, a bill for an act to amend Section 12719 of the Code, 1924, relating to priority of claims in receiverships, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out section 4, publication clause, and inserting in lieu thereof the following:

"Sec. 4. This act being deemed of immediate importance, shall take effect and be in full force from and after its publication in the Des Moines Register, a newspaper published in the city of Des Moines, Iowa, and the Washington Evening Journal, a newspaper published in the city of Washington, Iowa."

CARL W. REED, *Chairman.*

Ordered passed on file.

Senator Romkey submitted the following report:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred senate File No. 12, a bill for an act to amend section nineteen hundred twenty-four (1924), of chapter ninety-four (94) title six (6), Code of Iowa, 1924, relative to the manufacture, sale and keeping for sale of intoxicating liquors, begs leave to report it has had the same under consideration and recommends the same do pass.

E. W. ROMKEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred Senate File No. 50, a bill for an act to repeal Section Twenty Hundred Twenty-three (2023), Chapter Ninety-eight (98) Title Six (6), of the Code of Iowa, 1924, and substituting therefor provisions for taxing a twenty-five (\$25.00) dollar attorney fee in liquor nuisance and bootlegger injunction proceedings for a contempt for violating any such an injunction, temporary or permanent, in which injunction or contempt proceeding the plaintiff is successful, and a commission of ten per cent of any fine that may be assessed and collected in the case, begs leave to report it has had the same under consideration and recommends the same do pass.

E. W. ROMKEY, *Chairman*.

Ordered passed on file.

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 72, a bill for an act relating to hospital trustees in cities providing for additional trustees, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by substituting a comma (,) for the period (.) at the end of Section two (2) and adding the words "without expense to the state".

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 40, a bill for an act to amend section fifty-eight hundred sixty-seven of the Code, 1924, relating to the election of hospital trustees by cities, by providing for additional trustees and the appointment thereof, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Senator Shane submitted the following report:

MR. PRESIDENT: Your committee on banks to which was referred Senate File No. 38, a bill for an act to amend section 9248 of the Code, 1924, relating to the collection of assessments against stockholders of banks, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK SHANE, *Chairman.*

Ordered passed on file.

Senator Skromme submitted the following report:

MR. PRESIDENT: Your committee on constitutional amendments to which was referred Senate Joint Resolution No. 1, a joint resolution proposing an amendment to section thirty-four (34) of article three (3) of the constitution of the state of Iowa as said section now appears on page fifty-three (53) Code, 1924, relating to the apportionment of the state into senatorial districts, begs leave to report it has had the same under consideration and recommends the same do pass.

LARS J. SKROMME, *Chairman.*

Ordered passed on file.

REPORT OF SPECIAL COMMITTEE

PRESIDENT OF THE SENATE:

SPEAKER OF THE HOUSE:

We, your Joint Committee, to whom was referred the question of extending an invitation to Mr. Sherwood Eddy to address a joint session of the 41st General Assembly of Iowa, beg leave to report that we have had the same under consideration and recommend:

That an invitation be extended to Mr. Sherwood Eddy to address a joint session on Tuesday, February 17th at 1:30 p. m.

B. M. STODDARD.
B. J. HORCHEM.
J. L. BROOKHART.
J. A. KING.
R. B. ECKLES.
G. W. PATTERSON.

The report was adopted.

RESOLUTION TO INVITE SHERWOOD EDDY TO SPEAK

Senator Stoddard offered the following resolution:

SENATE CONCURRENT RESOLUTION NO. 7

Be It Resolved by the Senate, the House concurring: That a joint session of the Senate and House be held on Tuesday, February 17th, at 1:30 p. m., for the purpose of hearing an address to be delivered by Sherwood Eddy.

The Resolution was passed on file.

S. F. NO. 69 WITHDRAWN

By unanimous consent Senator Ellis withdrew Senate File No. 69 from further consideration.

S. F. NO. 57 REREFERRED

By unanimous consent on request of Senator Dean, Senate File No. 57 was rereferred to the committee on judiciary No. 1.

Senator Buser raised the point of order that some committee reports had been printed in the Journal as part of a day's business when the reports were not handed in until after the Senate had adjourned, and the only way in which a bill can be returned to the Senate is while the Senate is in session.

The President held the point well taken.

On motion of Senator Shaff the Senate adjourned until 9:30 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 5, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. C. Wm. Bast, pastor of the First Congregational church, of Perry, Iowa.

On motion of Senator Perkins, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Rigby for the day on request of Senator Buser.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Cavanaugh, from town of Manson, favoring a distribution of the gasoline tax. Ways and means.

By Senator Skromme, from the Parent-Teachers Association of Ames, favoring the child labor amendment. Child welfare.

INTRODUCTION OF BILLS

Senate File No. 89, by Senator Ramsey, a bill for an act to require county auditors to deliver certain former statutes to the superintendent of printing.

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

Senate File No. 90, by Senator Ellis, a bill for an act to create a lien on motor vehicles and on repair parts and accessories furnished for such vehicles, to declare the rights thereunder and to provide the procedure for the enforcement of such lien.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 27, a bill for an act making an appropriation to pay the compensation and mileage of the presidential electors for the year 1925.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 42, a bill for an act authorizing the establishment of municipal art galleries in cities acting under special charter having a population of fifty thousand or more.

A. C. GUSTAFSON, *Chief Clerk.*

RESOLUTION RELATING TO FEDERAL AID

Senator Brookins offered the following resolution:

A resolution memorializing the Congress of the United States to discontinue the appropriation of funds from the Federal Treasury for use in any state aid purpose.

Whereas, In times past the people of the United States have believed that the power to provide ways and means of meeting local conditions should be vested in the people of the several States, and such conditions have been met and solved by the representatives of the people of the several States according to the needs and provisions of each community and state; and

Whereas, Since the admission of this State to the Union this method of solving local problems has proven to be economical and expeditious for the establishment and maintenance of the local government, and

Whereas, There has lately grown up among us a number of organized minorities who have sought to engage the Federal Government in problems of local finance and administration among the several States contrary to the expressed and established customs and purposes of our National Government; and to furnish finances to further the undertakings of the Federal Government these minorities have influenced the Congress of the United States and have secured the enactment of bills providing for the appropriation of large sums of money from the Federal Treasury to be furnished and appropriated by the Federal Government to the various States as Federal aid to be used in the financing of certain and sundry projects proposed and authorized by the Legislatures of the several States for the carrying out of the program of government as organized and established; and

Whereas, To secure the Federal aid appropriated by the Congress of the United States it is necessary that the Legislatures of the several States appropriate from their respective state treasuries a proportion-

ate or equal contribution to be used for the purpose specified in the Federal appropriation; and

Whereas, Even though the various states of the Union through their Legislatures may not approve of the project or purposes of the said Federal appropriation, still the Legislatures are in a measure compelled and forced to accept the said Federal aid and appropriate a like or proportionate amount from the State Treasury for the reason that the said Federal appropriation is raised by the taxation of all the people of the several States and from revenue derived from other sources; and that for each State to receive its pro rata part of the funds so appropriated to it, it is necessary that the State make the appropriation from its Treasury, otherwise the pro rata share to which the State would be entitled would be lost; and

Whereas, As a result of this practice the Legislatures of the States are required to appropriate funds which would not otherwise be appropriated, thereby greatly increasing the expenses of operation and the taxes of the State Government, to the demoralization of the program of economy of the several states. Now, therefore,

Be It Resolved by the Senate:

That the appropriation by the Congress of the United States of funds for Federal aid purposes be condemned.

That the acts of Congress authorizing the appropriation of funds for purposes of Federal aid be repealed.

That if such acts were repealed the taxes of the Federal Government could be reduced.

That the Secretary of the Senate of Iowa be directed to send a copy of this resolution to the President of the United States and to the President of the United States Senate and to the Speaker of the House of Representatives of the United States at Washington, D. C.

The resolution was laid over under the rules.

SENATE CONCURRENT RESOLUTION NO. 7 CONSIDERED

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

Be It Resolved by the Senate, the House concurring: That a joint session of the Senate and House be held on Tuesday, February 17th, at 1:30 p. m., for the purpose of hearing an address to be delivered by Sherwood Eddy.

The resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Gilchrist, Senate File No. 5, a bill for an act to amend section forty-two hundred twenty-two (4222), Code, 1924, relating to the time when the secretary and treasurer of school

districts shall qualify, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking therefrom all of section 1 and by inserting in lieu thereof the following:

"Section 1. Section forty-two hundred twenty-two (4222), Code, 1924, be amended by striking therefrom the words "On the same day" being the first four words of the section and by inserting in lieu thereof the following words "On the first secular day in July".

On request of Senator Gilchrist further action was deferred.

On motion of Senator Cavanaugh, Senate File No. 84, a bill for an act to amend, revise, and codify section four thousand eighty-one (4081), Code, 1924, relating to county high schools, a bill by the committee on code revision, was taken up and considered.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking the word "one" from line 4 and inserting in lieu thereof the words "a bond".

The amendment was adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Darting	Kern	Romkey
Benson	Dean	Kimberly	Schmedika
Bergman	Dotts	Langfitt	Shaff
Breakenridge	Ellis	McLeland	Shane
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Browne	Gilchrist	Perkins	Slemmons
Buser	Gunderson	Ramsey	Snook
Campbell	Hartman	Reed	Stanley
Cavanaugh	Haskell	Rees	Stoddard
Clark	Horchem	Roberts	White
Clearman	Johnston		

Nays, none.

Absent or not voting, 4.

Bowman

Cessna

Goodwin

Rigby

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

On motion of Senator Cavanaugh, Senate File No. 85, a bill for an act to repeal section thirty-six hundred fifty (3650), Code, 1924, relating to the discharge or release of delinquent children from state institutions, a bill by the committee on code revision, was taken up and considered.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 48.

Baird	Clark	Haskell	Rees
Benson	Clearman	Horchem	Roberts
Bergman	Darting	Johnston	Schmedika
Bowman	Dean	Kern	Shaff
Breakenridge	Dotts	Kimberly	Shane
Brookhart	Ellis	Langfitt	Shinn
Brookins	Fackler	McLeland	Skromme
Browne	Fulton	Mills	Slemmons
Buser	Gilchrist	Nelson	Snook
Campbell	Goodwin	Perkins	Stanley
Cavanaugh	Gunderson	Ramsey	Stoddard
Cessna	Hartman	Reed	White

Nays, none.

Absent or not voting, 2.

Rigby

Romkey

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

By unanimous consent, on request of Senator Gilchrist, the following amendment to the title was adopted:

Amend the title by striking the period (.) at the end thereof and adding the following: "and to enact a substitute therefor, and to provide for a parole for such children."

The title as amended was agreed to.

Senator Gilchrist moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh, Senate File No. 86, a bill for an act to amend, revise, and codify section eighty-one hundred sixty (8160), Code, 1924, relating to the liability of corporations operating railways, a bill by the committee on code revision, was taken up and considered.

The bill was read for information.

Senator Campbell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Clark	Kern	Romkey
Benson	Clearman	Kimberly	Schmedika
Bergman	Dean	Langfitt	Shaff
Bowman	Dotts	McLeland	Shane
Breakenridge	Fackler	Mills	Shinn
Brookhart	Fulton	Nelson	Skromme
Brookins	Gilchrist	Perkins	Slemmons
Browne	Goodwin	Ramsey	Snook
Buser	Gunderson	Reed	Stanley
Campbell	Haskell	Rees	Stoddard
Cavanaugh	Horchem	Roberts	White
Cessna	Johnston		

Nays, none.

Absent or not voting, 4.

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

On motion of Senator Cavanaugh, Senate File No. 87, a bill for an act to render all monthly appropriations for the support of institutions under the management of the board of control of state institutions available at the first of each current month and to amend sections thirty-seven hundred four (3704), thirty-seven hundred five (3705), thirty-seven hundred twenty-one (3721), and thirty-seven hundred twenty-two (3722), Code, 1924, a bill by the committee on code revision, was taken up and considered.

The bill was read for information.

Senator Campbell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 49.

Baird	Clearman	Horchem	Roberts
Benson	Darting	Johnston	Romkey
Bergman	Dean	Kern	Schmedika
Bowman	Dotts	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Perkins	Snook
Campbell	Gunderson	Ramsey	Stanley
Cavanaugh	Hartman	Reed	Stoddard
Cessna	Haskell	Rees	White
Clark			

Nays, none.

Absent or not voting, 1.

Rigby

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

The Senate resumed consideration of Senate File No. 5.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by renumbering section two (2) thereof as section three (3) and by adding at the close of section one (1) the following:

"Sec. 2. Said section is further amended by adding thereto at the close thereof the following:

"They shall qualify within ten days following their election."

The amendment was adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Clearman	Johnston	Romkey
Benson	Dean	Kimberly	Schmedika
Bowman	Dotts	Langfitt	Shane
Breakenridge	Ellis	McLeland	Shinn
Brookhart	Fackler	Mills	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Browne	Goodwin	Perkins	Snook
Buser	Gunderson	Ramsey	Stanley
Campbell	Hartman	Reed	Stoddard
Cavanaugh	Haskell	Rees	White
Clark	Horchem	Roberts	

Nays, none.

Absent or not voting, 7.

Bergman	Darting	Kern	Shaff
Cessna	Fulton	Rigby	

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

Senator Gilchrist offered the following amendment to the title and moved its adoption:

Amend the title by striking the word "qualify" from the last line and by inserting in lieu thereof the words "be elected and qualify".

The amendment was adopted and the title as amended was agreed to.

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Dean, Senate File No. 64, a bill for an act to legalize ordinance number seventy-one (71) of the incorporated town of Primghar, Iowa, granting to G. A. Healy, his successors and assigns, a franchise to construct, maintain and operate an electric distribution system in said town, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Dean moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Clearman	Kern	Roberts
Benson	Dean	Kimberly	Romkey
Bowman	Dotts	Langfitt	Schmedika
Breakenridge	Ellis	McLeland	Shane
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Browne	Gilchrist	Perkins	Snook
Campbell	Hartman	Ramsey	Stanley
Cavanaugh	Haskell	Reed	Stoddard
Cessna	Horchem	Rees	White
Clark	Johnston		

Nays, none.

Absent or not voting, 8.

Bergman	Darting	Gunderson	Shaff
Buser	Goodwin	Rigby	Slemmons

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

On motion of Senator Brookhart, House File No. 15, a bill for an act to amend, revise, and codify section twenty-eight hundred ninety-one (2891), Code, 1924, relating to the audit of the accounts of the state fair board, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ellis moved that the bill be read a third now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Clark	Horchem	Roberts
Benson	Clearman	Johnston	Romkey
Bowman	Dean	Kern	Schmedika
Breakenridge	Dotts	Kimberly	Shane
Brookhart	Fackler	Langfitt	Shinn
Brookins	Fulton	McLeland	Skromme
Browne	Gilchrist	Mills	Slemmons
Buser	Goodwin	Perkins	Snook
Campbell	Gunderson	Ramsey	Stanley
Cavanaugh	Hartman	Reed	Stoddard
Cessna	Haskell	Rees	White

Nays, none.

Absent or not voting, 6.

Bergman	Ellis	Rigby	Shaff
Darting	Nelson		

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

On motion of Senator Brookhart, Senate File No. 3, a bill for an act to amend section twelve thousand seven hundred nineteen (12,719) of the Code, 1924, relating to priority of claims in receiverships, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted:

The following committee amendment was adopted:

Amend by striking out Section 4, publication clause, and inserting in lieu thereof the following:

"Sec. 4. This act being deemed of immediate importance, shall take effect and be in full force from and after its publication in the Des Moines Register, a newspaper published in the city of Des Moines, Iowa, and the Washington Evening Journal, a newspaper published in the city of Washington, Iowa."

On motion of Senator Gilchrist Senate File No. 3 was made a special order for next Tuesday at 10:00 a. m.

On motion of Senator Brookhart, Senate File No. 38, a bill for an act to amend section nine thousand two hundred forty-eight (9248) of the Code, 1924, relating to the collection of assessments against stockholders of banks, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by adding the following section:

Sec. 2. This act being deemed of immediate importance, shall be in full force and effect from and after its publication in the Des Moines Register, a newspaper published in the city of Des Moines, Iowa, and the Washington Evening Journal, a newspaper published at Washington, Iowa.

The amendment was adopted.

On motion of Senator Bergman the Senate went into executive session.

EXECUTIVE SESSION

On motion and roll call the Senate refused to confirm the appoint-

ment of Hon. James W. Holden as a member of the State Highway Commission for the term beginning July 1, 1925.

Senate arose from executive session and resumed regular session.

On motion of Senator Baird, the Senate adjourned until 4:00 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Clem F. Kimball presiding.

HOUSE MESSAGES CONSIDERED

House File No. 27, a bill for an act making an appropriation to pay the compensation and mileage of the presidential electors for the year 1925.

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

House File No. 42, a bill for an act authorizing the establishment of municipal art galleries in cities acting under special charter having a population of fifty thousand (50,000) or more, providing for the appointment of a board of art trustees for the management of such art galleries, and fixing the duties, powers and responsibilities of such board.

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

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that, on February 4th, he had approved Senate File No. 48, relating to banks.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 38.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from line 7 the words, "any balance which" and inserting in lieu thereof the words, "the shortage. The shortage".

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking the words "the stockholder" from line 6 and inserting in lieu thereof the word "he".

The amendment was adopted.

Senator Brookhart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Benson	Dotts	Johnston	Romkey
Bowman	Ellis	Kimberly	Schmedika
Brookhart	Fackler	Langfitt	Shane
Cavanaugh	Fulton	McLeland	Shinn
Cessna	Goodwin	Mills	Skromme
Clearman	Gunderson	Ramsey	Slemmons
Darting	Haskell	Roberts	Snook

Nays, 9.

Baird	Buser	Gilchrist	Kern
Bergman	Clark	Hartman	Stanley
Brookins			

Absent or not voting, 13.

Breakenridge	Horchem	Reed	Shaff
Browne	Nelson	Rees	Stoddard
Campbell	Perkins	Rigby	White
Dean			

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

On motion of Senator Goodwin, House File No. 40, a bill for an act to amend section fifty-eight hundred sixty-seven (5867) of the Code, 1924, relating to the election of hospital trustees by cities, by providing for additional trustees and the appointment thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clark	Haskell	Roberts
Benson	Clearman	Horchem	Romkey
Bergman	Dean	Johnston	Schmedika
Bowman	Dotts	Kern	Shaff
Brookhart	Ellis	Kimberly	Shane
Brookins	Fackler	Langfitt	Shinn
Buser	Fulton	McLeland	Skromme
Campbell	Gilchrist	Mills	Snook
Cavanaugh	Goodwin	Ramsey	Stanley
Cessna	Hartman		

Nays, none.

Absent or not voting, 12.

Breakenridge	Gunderson	Reed	Slemmons
Browne	Nelson	Rees	Stoddard
Darting	Perkins	Rigby	White

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

S. F. 72 WITHDRAWN

By unanimous consent Senator Goodwin withdrew Senate File No. 72 from further consideration.

REPORTS OF COMMITTEES

Senator Clearman submitted the following report:

MR. PRESIDENT: Your committee on corporations to which was referred Senate File No. 44, a bill for an act to amend section seven thousand eight (7008) of the Code, 1924, relating to assessment of corporation stock, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. CLEARMAN, *Chairman.*

Ordered passed on file.

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 52, a bill for an act to amend the laws as it appears in section eleven thousand four hundred seventy-two (11472), Code, 1924, relative to the challenge of jurors for cause, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House File No. 19.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

The Journal of February 4th was corrected and approved.

Senator Gilchrist moved that the Senate adjourn until 9:30 a. m. Friday.

Senator Goodwin moved to amend by making the hour 10:00 a. m.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 10:00 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 6, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. S. A. McCollam, pastor of the United Presbyterian church, of Newton, Iowa.

On motion of Senator Cessna, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shane for the day on request of Senator Brookins; Senator Rigby for the day on request of Senator Buser; Senator Brookhart for the day on request of Senator Shinn; Senator Kimberly for the day on request of Senator Haskell; Senator Shaff for the day on request of Senator Haskell.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

- By Senator Schmedika, from citizens of Buckeye, relative to a distribution of the gasoline tax. Ways and means.

By Senator Haskell, from E. R. Golden and Chas. F. Izer, Marion, Iowa, favoring the child labor amendment. Child welfare .

By Senator Fackler, from the Farmers' Educational and Co-operative Union, Bedford, protesting the road bond issue. Highways.

By Senator Campbell, from the city of Le Mars, relative to the distribution of the gasoline tax. Ways and means.

By Senator Campbell, from the library board of Cherokee, favoring the child labor amendment. Child welfare.

COMMUNICATION FROM WISCONSIN

The President announced the receipt, from the Secretary of State of Wisconsin, of Joint Resolution No. 1, 1925, protesting to the

congress and to the secretary of war of the United States against the continuation of the illegal taking of water from the Great Lakes through the Chicago Drainage Canal.

INTRODUCTION OF BILLS

Senate File No. 91, by Senator Stoddard, a bill for an act to amend sections seventy-four hundred twenty-one (7421), seventy-four hundred twenty-nine (7429), seventy-four hundred thirty-seven (7437), seventy-four hundred thirty-eight (7438), seventy-four hundred forty-five (7445), seventy-four hundred fifty (7450), seventy-four hundred fifty-seven (7457), seventy-four hundred sixty (7460), seventy-four hundred sixty-four (7464), seventy-four hundred seventy-one (7471), seventy-five hundred fifty-six (7556), seventy-five hundred seventy-three (7573), seventy-five hundred seventy-four (7574), seventy-five hundred seventy-five (7575), seventy-five hundred seventy-nine (7579), seventy-five hundred eighty (7580), seventy-six hundred one (7601), seventy-six hundred five (7605), seventy-six hundred eight (7608), and seventy-six hundred twenty-six (7626), Code 1924, relating to public drainage improvements; to authorize the construction, maintenance, and repair of settling basins as a part of or in connection with such improvements; and to authorize the purchase, lease, or condemnation of lands for such basins.

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

Senate File No. 92, by Senator Reed, a bill for an act to amend sections three hundred eleven (311), fifteen hundred eleven (1511), twenty-one hundred eighty-two (2182), thirty-two hundred seventy-six (3276), thirty-nine hundred fourteen (3914), forty-six hundred twenty-three (4623), seventy-nine hundred thirteen (7913), eighty-six hundred five (8605), and ninety-one hundred and thirty-one (9131) relative to the confirmation by the Senate of appointments made by the Governor.

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

Senate File No. 93, by Senator Clark, a bill for an act to amend sections seventy-one hundred fifteen (7115), seventy-one hundred eighteen (7118), seventy-one hundred nineteen (7119), seventy-

one hundred thirty-four (7134) of the Code, 1924, and to repeal sections seventy-one hundred twenty-three (7123), and seventy-one hundred twenty-four (7124), of said code, and to enact substitutes therefor, relating to taxation.

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

Senate File No. 94, by Senator McLeland, a bill for an act to authorize and empower the governing board of any cemetery association, and any town, city or village having a cemetery under its control, to make a reasonable annual assessment upon the lots in said cemetery not already under perpetual care.

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

Senate File No. 95, by Senator Buser, a bill for an act to provide for the election of members of the state central committees of all political parties at the biennial primary election, and to amend sections five hundred twenty-seven (527), five hundred thirty (530), five hundred thirty-seven (537), five hundred forty-six (546), five hundred fifty-three (553), five hundred fifty-five (555), five hundred eighty-seven (587), five hundred eighty-eight (588), five hundred ninety-six (596), five hundred ninety-seven (597), five hundred ninety-eight (598), six hundred three (603), and six hundred thirty-eight (638), Code, 1924, relating to primary elections.

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

Senate File No. 96, by Senator Cavanaugh, a bill for an act to amend the law as it appears in section thirteen hundred eighty-six (1386) of the Code, 1924, relating to the limitation of actions under the workmen's compensation law.

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

Senate File No. 97, by Senator Cavanaugh, a bill for an act to amend the law as it appears in chapter four hundred eighty-seven (487) of the Code, 1924, relating to limitations of actions.

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

Senate File No. 98, by Senator Romkey, a bill for an act to amend section five thousand nine hundred and eighty-four (5984) of the Code, 1924, relating to the power of cities to construct sewers and matters incidental thereto.

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

REPORT OF COMMITTEE

Senator Rees submitted the following report:

MR. PRESIDENT: Your committee on fish and game to which was referred Senate File No. 28, a bill for an act to amend section seventeen hundred sixty-seven (1767) of the Code, 1924, relating to closed season for game birds and animals, begs leave to report it has had the same under consideration and recommends the same be amended as follows, and when so amended the bill do pass:

1. Amend by striking out all of the title and substituting therefor the following:

"An act to amend section seventeen hundred sixty-six (1766) of chapter eighty-six (86) of the Code, 1924, relating to the protection of fur-bearing animals."

2. Amend by striking out all after the enacting clause and substituting therefor the following:

"Section 1. Section seventeen hundred sixty-six (1766) of chapter eighty-six (86) of the Code, 1924, is hereby amended by inserting between the words "inclusive" and "except" in line seven (7) the words "or any fox from February first (1st) to November fifteenth (15)" both dates inclusive, and inserting between the words "skunk" and "den" in line eleven (11) the words "or fox"."

S. C. REES, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Romkey, Senate File No. 50, a bill for an act to repeal section twenty hundred twenty-three (2023), chapter ninety-eight (98), title six (6) of the Code of Iowa, 1924, and substituting therefor provisions for taxing a twenty-five (\$25.00) dollar attorney fee in liquor nuisance and bootlegger injunction proceedings for a contempt for violating any such an injunction, temporary or permanent, in which injunction or contempt proceeding the plaintiff is successful, and a commission of ten per cent of any fine that may be assessed and collected in the case, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Romkey offered the following amendment and moved its adoption:

Amend by inserting after the period (.) following the words and figures "Section 1." in line one, and preceding the word "in", the following:

"That section twenty hundred twenty-three (2023) of the Code, 1924, is hereby repealed and the following enacted in lieu thereof:".

The amendment was adopted.

The bill was read for information.

Senator Shinn moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Darting	Johnston	Romkey
Benson	Dean	Kern	Schmedika
Brookins	Dotts	Langfitt	Shinn
Browne	Ellis	McLeland	Skromme
Campbell	Fackler	Mills	Slemmons
Cavanaugh	Fulton	Nelson	Snook
Cessna	Gilchrist	Perkins	Stanley
Clark	Goodwin	Ramsey	Stoddard
Clearman	Haskell	Roberts	White

Nays, 2.

Buser	Reed
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Absent or not voting, 12.

Bergman	Brookhart	Horchem	Rigby
Bowman	Gunderson	Kimberly	Shaff
Breakenridge	Hartman	Rees	Shane

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

Senator Shinn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Kern moved that ex-Senator Thurston be invited to address the Senate.

The motion prevailed and the President appointed Senators Kern and White as a committee to escort Senator Thurston to the desk.

Senator Thurston addressed the Senate briefly.

THIRD READING OF BILLS

On motion of Senator Romkey, Senate File No. 12, a bill for an act to amend section nineteen hundred twenty-four (1924) of chapter ninety-four (94), title six (6), Code of Iowa, 1924, relative to the manufacture, sale and keeping for sale of intoxicating liquors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Romkey moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Snook invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Darting	Horchem	Romkey
Benson	Dean	Johnston	Schmedika
Breakenridge	Dotts	Kern	Shinn
Brookins	Ellis	Langfitt	Skromme
Browne	Fackler	McLeland	Slemmons
Buser	Fulton	Mills	Snook
Campbell	Gilchrist	Nelson	Stanley
Cavanaugh	Goodwin	Perkins	Stoddard
Cessna	Gunderson	Reed	White
Clark	Hartman	Rees	
Clearman	Haskell	Roberts	

Nays, none.

Absent or not voting, 8.

Bergman	Brookhart	Ramsey	Shaff
Bowman	Kimberly	Rigby	Shane

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

Senator Romkey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh, Senate File No. 44, a bill for an act to amend section seven thousand eight (7008) of Code, 1924, relating to assessment of corporation stock, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Dean	Horchem	Roberts
Benson	Dotts	Johnston	Romkey
Breakenridge	Ellis	Kern	Schmedika
Brookins	Fackler	Langfitt	Shinn
Buser	Fulton	McLeland	Skromme
Campbell	Gilchrist	Mills	Slemmons
Cavanaugh	Goodwin	Nelson	Snook
Cessna	Gunderson	Perkins	Stanley
Clark	Hartman	Reed	Stoddard
Clearman	Haskell	Rees	White
Darting			

Nays, none.

Absent or not voting, 9.

Bergman	Browne	Ramsey	Shaff
Bowman	Kimberly	Rigby	Shane
Brookhart			

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

On motion of Senator Romkey, Senate File No. 52, a bill for an act to amend the laws as it appears in section eleven thousand four hundred seventy-two (11472) Code of 1924, relative to the challenge of jurors for cause, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Further action was deferred.

Senator Dean moved that Hon. O. B. Harding, of Sibley, be invited to address the Senate.

The motion prevailed and the President appointed Senators Dean and Ellis to escort Mr. Harding to the desk.

Mr. Harding addressed the Senate briefly.

AMENDMENT TO THE RULES

Senator Buser offered the following amendment to the rules:

MR. PRESIDENT: I move to amend rule No. 34 of the Senate rules by striking therefrom the last three (3) lines and inserting in lieu thereof the following:

"Bills reported out by a committee recommending passage, or amendments and passage, or without recommendation, shall not be acted upon before the expiration of one legislative day after the printed Journal containing such report has been placed upon the desks of the members of the Senate."

J. D. BUSER.

The amendment was referred to the committee on rules.

S. F. 36 WITHDRAWN

By unanimous consent Senator Stoddard withdrew Senate File No. 36 from further consideration.

MESSAGE FROM THE HOUSE

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

Senate Concurrent Resolution No. 7, providing for a joint session to be held on Tuesday, February 17th at 1:30 p. m. for the purpose of hearing an address to be delivered by Sherwood Eddy.

A. C. GUSTAFSON, *Chief Clerk.*

The Journal of February 5th was corrected and approved.

On motion of Senator Langfitt the Senate adjourned until 4:00 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Breakenridge until Monday forenoon on request of Senator Fackler; Senator Dean until Monday forenoon on request of Senator Stoddard; Senator Clark for Saturday on his own request.

BILL SIGNED BY PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House File No. 19.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 40 and 15.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEES

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 42, a bill for an act authorizing the establishment of municipal art galleries in cities acting under special charter having a population of 50,000 or more, providing for the appointment of a board of art trustees for the management of such art galleries, and fixing the duties, powers and responsibilities of such board, begs leave to report it has had the same under consideration and recommends the same be amended as follows, and when so amended the bill do pass:

Amend section one (1) by striking from lines one (1) and two (2) the words "acting under special charter" and inserting in line two (2) after the word "more" the words "including cities acting under special charter".

Amend by striking the words "A bill for" in small letters and substituting the words "A BILL FOR" in capital letters.

Amend the title by striking from line two (2) after the word "cities" the words "acting under special charter" and inserting in line three (3) after the word "more" the words "including cities acting under special charter".

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 13, a bill for an act authorizing cities and towns owning waterworks, including cities under special charter, to extend water mains and levy special assessments therefor against the privately owned property, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause and substituting the following:

"Section 1. Cities and towns owning waterworks, including cities under special charters, may extend water mains to outlying settled districts within their limits and tax the cost to abutting property; but such extensions may be ordered only when petitioned for by a majority of the

resident owners of the property to be served and subject to the assessment or, if the waterworks are under the control of a Board of Waterworks Trustees, upon a written request signed by the trustees severally and then by an affirmative four-fifths ($\frac{4}{5}$) vote of the entire membership of the council.

Sec. 2. When the extension of a water main has been ordered under the authority granted by this act, it may be laid under the provisions of section six thousand and one (6001), or the council may by formal resolution adopted either before the receipt of bids from contractor or after their rejection, provide for the purchase of materials and for laying the main by day labor. Where the waterworks are managed by a Board of Waterworks Trustees the board shall have supervision of the work if done by day labor and shall certify the cost thereof to the council.

Sec. 3. When the extension of a water main is carried one thousand (1,000) feet or more across agricultural or other unplatted lands, provision shall be made for repayment in money at the end of seven (7) years of the assessment or assessments collected to its owner or owners, unless connections have been made and water used in which case repayment shall be made by rebates. When such repayment in money is due, notice of the amount and place of payment shall be given by registered mail to the person or persons shown by the records in the Recorder's office to be the owner or owners of the property at that time.

The owners of property served and assessed shall be rebated from water dues to the amount of the assessments paid by them.

Sec. 4. No property shall be subject to more than one (1) assessment for such extension, except that where such property has greater depth than one hundred twenty (120) feet, it may be assessed upon the excess for its proportionate share of the cost of subsequent extensions.

Sec. 5. The council shall make the assessments and shall determine them by using the cost of laying a six (6) inch pipe. Where larger pipe is used, the difference in cost between that and the six (6) inch pipe shall be paid by the water department in cities having the Board of Waterworks Trustees and in other cities shall be paid out of water funds and if such are not sufficient, out of general funds.

Sec. 6. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Des Moines Register, and Des Moines Capital, newspapers published at Des Moines, Iowa, without expense to the state."

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 82, a bill for an act to legalize the contract awarded by the City Council of the City of Council Bluffs, Iowa, on October 27th, 1924, to the Wickham Bridge & Pipe Company for the construction of storm sewers in main Sewer District Number Four in

said city, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 73, a bill for an act permitting cities under commission form of government to establish and build detention hospitals, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from lines one (1) and two (2), section one (1), the words "including cities under the commission plan of government, now or hereafter".

Amend by inserting the word "FOR" in the caption of the bill.

Amend by striking from the title of the bill the word "For" and inserting in lieu of the small letter "a" in line one (1) of the title a capital letter "A".

Amend by striking from lines one (1) and two (2) of the title the words "including cities under commission plan of government, now or hereafter".

Amend by striking the comma (,) and the word "and" in line thirteen (13), section two (2), and inserting a period (.) after the word "years" and inserting the words "They shall". Also amend by striking the word "any" before the word "such" in line three (3) of section two (2).

Amend by striking the word "the" in line four (4), section three (3) before the word "defraying" and striking the word "of" after the word "defraying" in the same line.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

AMENDMENT TO RULES ADOPTED

Senator Campbell submitted the following report:

MR. PRESIDENT: Your committee on rules has considered the following amendment to Rule No. 34, proposed by Senator Buser:

"Bills reported out by a committee recommending passage, or amendments and passage, or without recommendation, shall not be acted upon before the expiration of one legislative day after the printed Journal

containing such report has been placed upon the desks of the members of the Senate."

We recommend the adoption of the amendment to the rules.

ED. H. CAMPBELL, *Chairman*.

The report of the committee was adopted.

The amendment to the rules was adopted.

On motion of Senator Reed the Senate adjourned until 10:00 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 7, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Howard P. Young, pastor of the First Methodist church of Woodward, Iowa.

On motion of Senator Campbell, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Cavanaugh for the day on request of Senator Gilchrist; Senator Bergman for the day on request of Senator Fackler; Senator Cessna for the day on request of Senator Fackler; Senator Shane for the day on request of Senator Brookins; Senator Ellis for the day on request of Senator McLeland; Senator Romkey for the day on request of Senator Snook; Senator Schmedika for the day on request of Senator Snook; Senator Horchem for the day on request of Senator Baird; Senator Goodwin for the day on request of Senator Haskell; Senator Shaff for the day on request of Senator Fulton; Senator Stanley for the day on request of Senator Johnston; Senator Nelson for the day on request of Senator Browne; Senator Brookhart for the day on request of Senator Shinn; Senator Kimberly for the day on request of Senator Shinn. .

A roll call disclosed the presence of a quorum.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Rees, from the Clarinda Community Club, protesting a state income tax law. Ways and means.

By Senator Fulton, from the Van Buren County Farm Bureau, favoring a gasoline tax. Highways.

By Senator Reed, from the 20th Century Club, Cresco, favoring the child labor amendment. Child welfare.

By Senator Buser, from the Louisa County Farm Bureau, favoring a state income tax, containing conditions. Ways and means.

By Senator Buser, from the Louisa County Farm Bureau, protesting the transferring of powers of township trustees to the county supervisors. County and township affairs.

By Senator Brookins, from the town of Nora Springs, favoring a gasoline tax. Highways.

By Senator Shinn, from the county officers of Crawford county, favoring the four year term bill for county officers. County and township affairs.

By Senator Brookins, from merchants of Charles City, favoring House File No. 38. Cities and towns.

By Senator Mills, from citizens of district, favoring protection of the fox. Fish and game.

By Senator White, from town of Shellsburg, relating to a distribution of the gasoline tax. Ways and means.

By Senator Slemmons, from town of Hazleton, favoring a gasoline tax, and relating to a distribution of same. Highways, and ways and means.

INTRODUCTION OF BILLS

Senate File No. 99, by Senator Romkey, a bill for an act to amend section nineteen hundred twenty-seven of the Code, 1924, relating to bootlegging, and section nineteen hundred thirty of the Code, 1924, relating to penalties for nuisance.

Read first and second times and referred to committee on suppression of intemperance.

Senate File No. 100, by Senator Johnston, a bill for an act making it unlawful for any person to circulate or transmit to another any false statement, rumor or suggestion derogatory to the financial standing of any bank, savings bank, trust company or building and loan association, doing business in this state, and providing for a penalty for the violation thereof.

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

Senate File No. 101, by Senator Fulton, a bill for an act to amend section sixty-two hundred sixteen (6216), Code 1924, relating to notice of proposal to transfer city or town funds.

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

Senate File No. 102, by Senator Fulton, a bill for an act to amend section eight thousand six hundred sixty-four (8664), Code, 1924, relating to life insurance.

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

Senate File No. 103, by Senator Roberts, a bill for an act to amend section forty-two thirty-nine (4239) of the Code, 1924, relating to school treasurer.

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

Senate File No. 104, by Senator Baird, a bill for an act to amend paragraphs three (3) and four (4) of section five thousand two hundred twenty-nine (5229), Code 1924, relating to salary of assistant county attorney.

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

Senate File No. 105, by Senator Campbell, a bill for an act to provide for notice to mortgagees and lienholders of record, of notice of expiration of right of redemption from tax sale.

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

Senate File No. 106, by Senator Buser, a bill for an act to repeal section four thousand six hundred twenty-two (4622) Code 1924, and enact a substitute therefor relative to the members of the state highway commission.

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

Senator Buser moved that Senate File No. 106 be referred to the committee on departmental affairs, which motion prevailed.

Senate File No. 107, by Senator Baird, a bill for an act to repeal section five thousand six hundred sixty-four (5664) of the 1924 Code and to enact a substitute therefor, relating to the compensation to be paid councilmen in cities and towns.

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

Senate File No. 108, by Senator Baird, a bill for an act to amend the law as it appears in section six thousand three hundred ten (6310) of the 1924 Code relating to the tax authorized to be levied for a pension fund for police and fire departments in cities and towns.

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

REPORTS OF COMMITTEES

Senator Reed submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1 to which was referred Senate File No. 18, a bill for an act to repeal sections 39 to 46, inclusive, Code, 1924, relative to the standing committee on retrenchment and reform, begs leave to report it has had the same under consideration and returns the bill without recommendation.

CARL W. REED, *Chairman.*

Ordered passed on file.

Senator Buser submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File No. 62, a bill for an act to amend sections twenty-nine hundred six (2906) and twenty-nine hundred seven (2907) of the Code, 1924, relating to county and district fairs, begs leave to report it has had the same under consideration and recommends the same do pass.

J. D. BUSER, *Chairman.*

Ordered passed on file.

Senator Gilchrist moved that Senate File No. 30 be withdrawn from the committee on labor and placed on the calendar.

Senator Buser raised the point of order that Senator Gilchrist's motion was out of order, as the rules provide that when a committee holds a bill more than fifteen days, the author of the bill can ask that the bill be placed on the calendar.

The President held the point not well taken.

The motion prevailed and Senate File No. 30 was ordered from the committee and placed on the calendar.

On motion of Senator Campbell, Senate File No. 8 was ordered returned by the committee on labor and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator White, Senate File No. 28, a bill for an act to amend section seventeen hundred sixty-seven (1767) of the Code, 1924, relating to closed season for game birds and animals, with report of committee recommending amendment and passage, was taken up by unanimous consent, considered, and the report of the committee adopted.

The following committee amendments were adopted:

1. Amend by striking out all of the title and substituting therefor the following:

"An act to amend section seventeen hundred sixty-six (1766) of chapter eighty-six (86) of the Code, 1924, relating to the protection of fur-bearing animals."

2. Amend by striking out all after the enacting clause and substituting therefore the following:

"Section 1. Section seventeen hundred sixty-six (1766) of chapter eighty-six (86) of the Code, 1924, is hereby amended by inserting between the words "inclusive" and "except" in line seven (7) the words "or any fox from February first (1st) to November fifteenth (15), both dates inclusive," and inserting between the words "skunk" and "den" is line eleven (11) the words "or fox"."

Senator White offered the following amendment and moved its adoption:

Amend by striking from line 3 of section 1 the word and figure "seven (7)" and inserting in lieu thereof the word and figure "six (6)".

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from line 6 of section 1 the word and figure "eleven (11)" and inserting in lieu thereof the word and figure "ten (10)".

The amendment was adopted.

The bill was read for information.

Senator White moved that the reading just had be considered the third reading, which motion prevailed.

Senator White invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 26.

Baird	Fackler	Lanfigtt	Shinn
Benson	Fulton	Mills	Skromme
Brookins	Gilchrist	Perkins	Slemmons
Browne	Gunderson	Reed	Snook
Buser	Hartman	Rees	Stoddard
Campbell	Johnston	Rigby	White
Darting	Kern		

Nays, 4.

Clearman	Dotts	McLeland	Roberts
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Absent or not voting, 20.

Bergman	Cessna	Hartman	Romkey
Bowman	Clark	Horchem	Schmedika
Breakenridge	Dean	Kimberly	Shaff
Brookhart	Ellis	Nelson	Shane
Cavanaugh	Goodwin	Ramsey	Stanley

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

AMENDMENT TO THE RULES

Senator Buser offered the following amendment to the rules and asked that the same be referred to the committee on rules:

Amend rule number (35) of the rules of the State Senate of Iowa by adding as an additional paragraph the following:

"If a committee to which a bill was referred neglects to report it back within fifteen (15) days after reference, the author of the bill may have the bill placed upon the calendar by calling the president's attention to the situation."

The amendment was referred to the committee on rules.

PROOF OF PUBLICATION OF S. F. NO. 82

I hereby certify, that as secretary of the Senate, I have received the proof of publication of a proposed bill for an act to legalize a certain contract awarded by the city of Council Bluffs on October 27, 1924, to the Wickham Bridge & Pipe Company.

WALTER H. BEAM, *Secretary*.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House Files Nos. 15 and 40.

The Journal of February 6th was corrected and approved.

On motion of Senator Reed the Senate adjourned until 10:00 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 9, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. G. W. Robinson, pastor of the Corinthian Baptist church of Des Moines.

On motion of Senator Clark, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Gilchrist for the day on request of Senator Shinn; Senator Brookhart for the forenoon on request of Senator Shinn; Senator Romkey for the day on request of Senator Snook.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Langfitt, from Ladies' Wednesday Afternoon Club, Greenfield, favoring the road bond issue, and the gasoline tax. Highways.

By Senator Fackler, from town of Corning, favoring a distribution of the gasoline tax. Ways and means.

By Senator Kern, from town of Lacona, favoring a distribution of the gasoline tax. Ways and means.

By Senator Schmedika, from the Chamber of Commerce of Goldfield, protesting the road bond issue and placing the primary road system under state control. Highways.

By Senator Roberts, from the state conference of reorganized Church of Jesus Christ of Latter Day Saints, favoring the child labor amendment. Child welfare.

By Senator Skromme, from the Colfax Township Farm Bureau, protesting the road bond issue. Highways.

INTRODUCTION OF BILLS

Senate File No. 109, by Senator Baird, a bill for an act to amend section seven thousand one hundred twenty-two (7122), Code, 1924, relating to time of returning assessment rolls to local board.

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

SENATE FILES NOS. 8 AND 30 REREFERRED

Senator Bergman moved that Senate File No. 30 be rereferred to the committee on labor.

Senator Buser raised the point of order that Senator Bergman's motion was out of order, as the correct procedure would be to move to reconsider the vote by which the bill was withdrawn from the committee.

The President held the point not well taken.

Senator Skromme moved to amend the motion by adding, that the bill be reported out of the committee by next Friday.

The amendment was accepted by Senator Bergman.

Senator Buser raised the point of order, that there could be no discussion on this bill at this time, as it was on the calendar and it would take a two-thirds vote to suspend the rule and take it up at this time.

The President held the point not well taken.

Senator Campbell moved to amend the motion by making it include Senate File No. 8.

The amendment was accepted.

The motion was adopted and Senate Files Nos. 8 and 30 were rereferred to the committee on labor.

REPORT OF THE COMMITTEE ON RULES

MR. PRESIDENT: Your committee to which was referred the following proposed amendment to Rule No. 35 by Senator Buser, begs leave to report that it has had the same under consideration:

"If a committee to which a bill was referred, neglects to report it back within fifteen (15) days after reference, the author of the bill may have the bill placed upon the calendar by calling the president's attention to the situation."

The committee recommends the adoption of the amendment.

ED H. CAMPBELL, *Chairman*.

The report was adopted.

By unanimous consent, on request of Senator Campbell, the foregoing amendment to the rules was taken up and considered.

By unanimous consent, on request of Senator Shaff, the following amendment was adopted:

Amend the proposed amendment by inserting the word "legislative" after the figure "(15)". Also amend Rule 35 by inserting the word "legislative" after the figure "(15)".

The amendment to the rules was adopted.

THIRD READING OF BILLS

On motion of Senator Kimberly, House File No. 42, a bill for an act authorizing the establishment of municipal art galleries in cities acting under special charter having a population of fifty thousand (50,000) or more, providing for the appointment of a board of art trustees for the management of such art galleries, and fixing the duties, powers and responsibilities of such board, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend section one (1) by striking from lines one (1) and two (2) the words "acting under special charter" and inserting in line two (2) after the word "more" the words "including cities acting under special charter".

Amend by striking the words "A bill for" in small letters and substituting the words "A BILL FOR" in capital letters.

Amend the title by striking from line two (2) after the word "cities" the words "acting under special charter" and inserting in line three (3) after the word "more" the words "including cities acting under special charter".

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking the comma (,) and the word "and" after the word "case" in line eight (8) of section three (3) and inserting a period (.); by beginning the following word "at" with a capital letter; and by striking the comma (,) after the word "terms" in line nine (9) and inserting the word "and".

The amendment was adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Clearman	Horchem	Rigby
Benson	Darting	Johnston	Roberts
Bergman	Dean	Kern	Schmedika
Bowman	Dotts	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookins	Fackler	McLeland	Shinn
Browne	Fulton	Mills	Skromme
Buser	Goodwin	Nelson	Snook
Campbell	Gunderson	Perkins	Stoddard
Cavanaugh	Hartman	Reed	White
Clark	Haskell	Rees	

Nays, 1.

Slemmons

Absent or not voting, 6.

Brookhart	Gilchrist	Romkey	Stanley
Cessna	Ramsey		

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

On motion of Senator Goodwin, Senate File No. 73, a bill for an act authorizing cities, including cities under commission plan of government, now or hereafter having a population of one hundred twenty-five thousand inhabitants or over to acquire a site for, and to build and equip a detention hospital, and to levy a tax and issue bonds in anticipation of such tax to pay the expense thereof, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking from lines one (1) and two (2), section one (1), the words "including cities under the commission plan of government, now or hereafter".

Amend by inserting the word "FOR" in the caption of the bill.

Amend by striking from the title of the bill the word "For" and inserting in lieu of the small letter "a" in line one (1) of the title a capital letter "A".

Amend by striking from lines one (1) and two (2) of the title the words "including cities under commission plan of government, now or hereafter".

Amend by striking the comma (,) and the word "and" in line thirteen (13), section two (2), and inserting a period (.) after the word "years" and inserting the words "They shall". Also amend by striking the word "any" before the word "such" in line three (3) of section two (2).

Amend by striking the word "the" in line four (4), section three (3) before the word "defraying" and striking the word "of" after the word "defraying" in the same line.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 2 all after the word "levy" in line three (3) to the word "a" in line six (6), and from line seven (7) the words, "on the dollar".

The amendment was adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Darting	Johnston	Roberts
Benson	Dean	Kern	Schmedika
Bergman	Dotts	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookins	Fackler	McLeland	Shinn
Browne	Fulton	Mills	Skromme
Buser	Goodwin	Nelson	Slemmons
Campbell	Gunderson	Perkins	Snook
Cavanaugh	Hartman	Reed	Stoddard
Clark	Haskell	Rees	White
Clearman	Horchem	Rigby	

Nays, none.

Absent or not voting, 7.

Bowman	Cessna	Ramsey	Stanley
Brookhart	Gilchrist	Romkey	

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

On motion of Senator Baird, Senate File No. 82, a bill for an act to legalize the contract awarded by the city council of the city of Council Bluffs, Iowa, on October 27, 1924, to the Wickham Bridge & Pipe Company for the construction of storm sewers in Main Sewer District Number Four in said city, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clearman	Haskell	Rees
Benson	Darting	Horchem	Rigby
Bergman	Dean	Johnston	Shaff
Bowman	Dotts	Kern	Shane
Breakenridge	Ellis	Kimberly	Skromme
Brookins	Fackler	Langfitt	Slemmons
Campbell	Fulton	Mills	Snook
Cavanaugh	Goodwin	Perkins	Stoddard
Clark	Hartman	Reed	White

Nays, none.

Absent or not voting, 14.

Brookhart	Gilchrist	Ramsey	Schmedika
Browne	Gunderson	Roberts	Shinn
Buser	McLeland	Romkey	Stanley
Cessna	Nelson		

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

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird, Senate File No. 13, a bill for an act authorizing cities and towns owning waterworks, including cities under special charter, to extend water mains and levy special assessments therefor against the privately owned property, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out all after the enacting clause and substituting the following:

"Section 1. Cities and towns owning waterworks, including cities under special charters, may extend water mains to outlying settled districts within their limits and tax the cost to abutting property; but such extensions may be ordered only when petitioned for by a majority of the resident owners of the property to be served and subject to the assessment or, if the waterworks are under the control of a Board of Waterworks Trustees, upon a written request signed by the trustees severally and then by an affirmative four-fifths ($\frac{4}{5}$) vote of the entire membership of the council.

Sec. 2. When the extension of a water main has been ordered under the authority granted by this act, it may be laid under the provisions of section six thousand and one (6001), or the council may by formal resolution adopted either before the receipt of bids from contractor or after their rejection, provide for the purchase of materials and for laying the main by day labor. Where the waterworks are managed by a Board of Waterworks Trustees the board shall have supervision of the work if done by day labor and shall certify the cost thereof to the council.

Sec. 3. When the extension of a water main is carried one thousand (1,000) feet or more across agricultural or other unplatted lands, provision shall be made for repayment in money at the end of seven (7) years of the assessment or assessments collected to its owner or owners, unless connections have been made and water used in which case repayment shall be made by rebates. When such repayment in money is due, notice of the amount and place of payment shall be given by registered mail to the person or persons shown by the records in the Recorder's office to be the owner or owners of the property at that time.

The owner of property served and assessed shall be rebated from water dues to the amount of the assessment paid by them.

Sec. 4. No property shall be subject to more than one (1) assessment for such extension, except that where such property has greater depth than one hundred twenty (120) feet, it may be assessed upon the excess for its proportionate share of the cost of subsequent extensions.

Sec. 5. The council shall make the assessments and shall determine them by using the cost of laying a six (6) inch pipe. Where larger pipe is used, the difference in cost between that and the six (6) inch pipe shall be paid by the water department in cities having the Board of Waterworks Trustees and in other cities shall be paid out of water funds and if such are not sufficient, out of general funds.

Sec. 6. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Des Moines Register, and Des Moines Capital, newspapers published at Des Moines, Iowa, without expense to the state."

Senator Bowman offered the following amendment and moved its adoption:

Amend by striking out all of section 1 following the word "assessment" in line 7.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 25.

Bowman	Clearman	Kern	Roberts
Brookins	Darting	Langfitt	Schmedika
Browne	Dean	Mills	Shinn
Buser	Dotts	Nelson	Slemmons
Campbell	Fackler	Rees	Snook
Cavanaugh	Gunderson	Rigby	Stanley
Clark			

Nays, 18.

Baird	Fulton	Johnston	Shane
Benson	Goodwin	Kimberly	Skromme
Bergman	Hartman	Perkins	Stoddard
Breakenridge	Haskell	Shaff	White
Ellis	Horchem		

Absent or not voting, 7.

Brookhart	Gilchrist	Ramsey	Romkey
Cessna	McLeland	Reed	

The amendment was adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Clearman	Horchem	Schmedika
Benson	Darting	Johnston	Shaff
Bergman	Dean	Kern	Shane
Bowman	Dotts	Kimberly	Shinn
Breakenridge	Ellis	Langfitt	Skromme
Brookins	Fackler	Mills	Slemmons
Browne	Fulton	Nelson	Snook
Buser	Goodwin	Perkins	Stanley
Campbell	Gunderson	Reed	Stoddard
Cavanaugh	Hartman	Rees	White
Clark	Haskell	Rigby	

Nays, none.

Absent or not voting, 7.

Brookhart	Gilchrist	Ramsey	Romkey
Cessna	McLeland	Roberts	

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

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 24, a bill for an act relating to nominations by caucus, convention, or petition.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 32, a bill for an act relating to settlement of estates, and making provision for hearing and notice on applications to sell or mortgage real estate.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 70, a bill for an act relating to contagious and infectious diseases among animals.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 26, a bill for an act relating to the opening and closing of polls in school elections.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 50, a bill for an act making an appropriation for the payment of typewriter rental, fees of legislative chaplains and other expenses of the general assembly and the payment of mileage and additional compensation for certain officers of the special session of the fortieth general assembly, and the payment of expenses of certain mine inspectors.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 73, a bill for an act to provide for refunding bonds issued in payment for street improvements and sewers; to provide for the expense of such refunding bonds, and to provide for the payment of such refunding bonds.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 18, a bill for an act relating to forfeiture of real estate contracts.

Also, that the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 46, a bill for an act relating to redemption from execution sale.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 15, a bill for an act relating to the construction, reconstruction or repairing of sewers and providing a method of payment therefor.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 41, a bill for an act relating to markets in cities and towns and fixing and collection of charges for occupancy of space in such market.

A. C. GUSTAFSON, *Chief Clerk.*

RESOLUTION MADE SPECIAL ORDER

By unanimous consent, on request of Senator Brookins, his resolution relating to federal aid was made a special order for 11:00 a. m. Tuesday.

The Journal of February 7th was corrected and approved.

On motion of Senator Buser the Senate adjourned until 4:00 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

REPORTS OF COMMITTEE

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 27, a bill for an act making an appropriation to pay the compensation and mileage of the presidential electors for the year 1925, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Reed submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 43, a bill for an act to amend section ten thousand nine hundred eight (10908) of the Code relating to admission to

the bar, begs leave to report it has had the same under consideration and returns the bill without recommendation.

CARL W. REED, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 25, a bill for an act to create a Board of Architectural Examiners, prescribing its duties, providing for the examination and registration of architects, issuing or revoking of certificates of registration, and prescribing the penalties for the violation of this act, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking subsection "a" from section 8 and inserting in lieu thereof the following:

"(a) A diploma of graduation or satisfactory certificate from an architectural college or school that he has completed a technical course approved by the Board of Architectural Examiners, and at least two years' satisfactory experience in the office of a reputable architect."

CARL W. REED, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 92, a bill for an act relative to the confirmation by the Senate of appointments made by the governor, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title of the bill by inserting the words "of the Code, 1924" following the figures "(9131)" in the seventh line thereof.

CARL W. REED, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 21, a bill for an act to amend, revise, and codify section 1886, Code, 1924, relating to the board of accountancy, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

"That chapter ninety-one (91) of the Code of 1924 be and is hereby repealed."

CARL W. REED, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 22, a bill for an act to amend section thirteen hundred fifty-two (1352), Code, 1924, relating to maps in gypsum mines, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 25, a bill for an act to amend section 1902, Code, 1924, relating to the report of the board of accountancy, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 6, a bill for an act to amend section fifty-one hundred seventy-eight (5178) of the Code of Iowa, 1924, relating to the filing of instruments with the county recorder, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 83, a bill for an act to amend section 7205, Code, 1924, relating to lien upon certain personal property, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 81, a bill for an act to amend section 11245 of the Code of 1924 relating to bonds for costs, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

HOUSE MESSAGES CONSIDERED

House File No. 24, a bill for an act to amend, revise, and codify chapter thirty-seven (37), Code, 1924, relating to nominations by caucus, convention, or petition.

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

House File No. 32, a bill for an act to amend chapter five hundred seven (507) of title thirty-two (32) of the Code, 1924, relating to settlement of estates, and making provision for hearing and notice on applications to sell or mortgage real estate.

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

House File No. 70, a bill for an act to amend section twenty-six hundred forty-four (2644), Code, 1924, relating to contagious and infectious diseases among animals.

Read first and second times and referred to committee on public health.

House File No. 26, a bill for an act providing for the repeal of the law as it appears in section forty-two hundred two (4202) of the Code, 1924, and the enacting of a substitute therefor, relating to the opening and closing of polls in school elections.

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

House File No. 50, a bill for an act making an appropriation for the payment of typewriter rental, fees of legislative chaplains and other expenses of the general assembly and the payment of mileage and additional compensation for certain officers of the special session of the Fortieth General Assembly, and the payment of expenses of certain mine inspectors.

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

House File No. 73, a bill for an act to provide for refunding bonds issued in payment for street improvements and sewers; to provide for the expense of such refunding bonds, and to provide for the payment of such refunding bonds.

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

House File No. 18, a bill for an act to modify the enrollment of House File Number 270, of the acts of the Extra Session of the Fortieth General Assembly as it now appears in the office of the Secretary of State, and in chapter 527, Code, 1924, and to amend section twelve thousand three hundred ninety-one (12391), Code, 1924, relating to the forfeiture of real estate contracts.

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

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File No. 52 by inserting after the word "parties" in line six the following:

"which are triable to juries selected by an appointive commission under section ten thousand eight hundred forty-nine (10849), Code, 1924."

F. C. GILCHRIST.

On motion of Senator Brookhart the Senate adjourned until 10:00 a. m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 10, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. B. J. Trickey, pastor of the First Congregational church of Spencer, Iowa.

On motion of Senator McLeland, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Fulton, from voters of Jefferson county, and members of the Lions Club of Fairfield, favoring the gasoline tax. Highways.

By Senator Rees, from R. A. Sallie, Blanchard, relative to the primary road system, and favoring the gasoline tax. Highways.

By Senator Roberts, from F. N. Hensell, Leon, relative to banks and banking. Banks.

By Senator Stanley, from Mahaska County Farm Bureau, favoring the gasoline tax, and protesting the road bond issue. Highways.

By Senator Stanley, from Mahaska County Farm Bureau, protesting the child labor amendment. Child welfare.

By Senator Ramsey, from town of Sumner, favoring distribution of gasoline tax. Ways and means.

By Senator Clarke, from citizens of Bussey, favoring the gasoline tax and a distribution of the same. Ways and means.

KEGLER MEMORIAL RESOLUTION

Senator Browne offered the following resolution:

Whereas, The Honorable A. G. Kegler, a member of the twenty-second and twenty-third General Assemblies, died at his home in Bellevue, Iowa, July 5, 1923, therefore,

Be It Resolved that a committee of three be appointed to prepare a memorial to commemorate his life and character and public service.

By unanimous consent the resolution was taken up and considered.

The resolution was adopted and the President appointed as such committee Senators Browne, McLeland and Hartman.

INTRODUCTION OF BILLS

Senate File No. 110, by committee on code revision, a bill for an act to amend, revise, and codify section nineteen hundred seventy-seven (1977), Code, 1924, relating to the presumption of illegality arising from the manufacture, sale, gift, or possession of intoxicating liquors, and of materials used in the manufacture and sale of such liquors.

Read first and second times and placed on the calendar.

Senate File No. 111, by Senator Buser, a bill for an act to protect firemen, engineers and employees of steam railroads, by providing for automatic doors to the fire boxes of locomotive engines, prescribing penalties for its violation, repealing all laws in conflict therewith, and providing a time when the same is to be in force.

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

REPORT OF COMMITTEE

Senator Baird submitted the following report:

MR. PRESIDENT: Your committee on railroads to which was referred Senate File No. 42, a bill for an act to amend section 7060 of the Code, 1924, relating to the assessment of railways, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. S. BAIRD, *Chairman.*

On the question "Shall the report be adopted and the bill indefinitely postponed?" the vote was:

Ayes, 15.

Baird
Benson
Bergman
Clark

Clearman
Goodwin
Hartman
Horchem

Johnston
Perkins
Ramsey
Reed

Rigby
Shane
Stoddard

Nays, 28.

Bowman	Dean	Kimberly	Schmedika
Breakenridge	Dotts	Langfitt	Shinn
Brookhart	Ellis	McLeland	Skromme
Brookins	Fackler	Mills	Slemmons
Browne	Fulton	Nelson	Snook
Buser	Gunderson	Rees	Stanley
Campbell	Kern	Roberts	White

Absent or not voting, 7.

Cavanaugh	Darting	Haskell	Shaff
Cessna	Gilchrist	Romkey	

The report was rejected, and the bill placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Brookhart, Senate File No. 3, a bill for an act to amend section twelve thousand seven hundred nineteen (12,719) of the Code, 1924, relating to priority of claims in receiverships, was taken up and considered, the report of the committee and the committee amendments having been previously adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by inserting the word "final" after the word "no" in line 2 of section 2.

Senator Buser withdrew the amendment.

Senator Brookhart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Cessna	Kern	Roberts
Benson	Clearman	Kimberly	Schmedika
Bergman	Dean	Langfitt	Shane
Bowman	Dotts	McLeland	Shinn
Breakenridge	Ellis	Mills	Skromme
Brookhart	Fackler	Nelson	Slemmons
Brookins	Fulton	Perkins	Snook
Browne	Gunderson	Ramsey	Stanley
Buser	Hartman	Reed	Stoddard
Campbell	Horchem	Rees	White
Cavanaugh	Johnston	Rigby	

Nays, 1.

Clark

Absent or not voting, 6.

Darting
Gilchrist

Goodwin
Haskell

Romkey

Shaff

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

RESOLUTION CONSIDERED

Senator Brookins called up for consideration his resolution, relating to federal aid, found on page 217 of the Senate Journal.

Senator Cavanaugh offered the following substitute resolution and moved its adoption:

Whereas, the federal government, in the year 1916, adopted, and has since followed the policy of granting federal aid to the several states, for the construction of a system of public highways; and

Whereas, at the present session, Congress has appropriated \$150,-000,000.00 for such purposes, for the ensuing biennial period; and

Whereas, the federal government has already expended immense sums of money in the several States for the specific purpose, and is therefore permanently committed to a policy, the abandonment of which, would result in gross injustice to the several States, Now therefore,

Be It Resolved by the Senate of the State of Iowa:

That we accept the policy of federal aid for the construction of public highways, as the settled policy of the Nation.

Be it further Resolved:

That we endorse the policy relative to federal aid for highways, of the Republican party as enunciated in the platform approved and endorsed at the National Republican Convention at Cleveland, Ohio, June 11, 1924, and upon which platform the President of the United States was elected at the last general election.

Further action was deferred.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 23, a bill for an act relating to the statutes of frauds governing sales of goods or choses in action.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 71, a bill for an act relating to the practice of veterinary medicine and surgery.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 8, a bill for an act relating to guardianships.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 33, a bill for an act relating to the appointment of chiefs of police and fire departments.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 46, a bill for an act making it unlawful for any person dragging a highway across a railroad to leave deposits of dirt, gravel, stone or other substance on such railroad.

A. C. GUSTAFSON, *Chief Clerk.*

AMENDMENTS FILED

MR. PRESIDENT: I move to amend S. F. No. 27 by adding:

"Sec. 3. No person employed by the State Board of Education or at its direction may be paid two salaries; and no person receiving a salary from any other source shall be so employed without the time to be covered and the service to be rendered is first determined."

S. E. FACKLER.

MR. PRESIDENT: I move to amend Senator Brookins' resolution, relating to Federal Aid, by adding to same the following:

"*And Be It Further Resolved*, that we renunciate the policy adopted and adhered to by the past several sessions of the legislature whereby funds have been taken from the larger counties and distributed among the smaller counties on a township or area basis."

J. O. SHAFF.

Senator Stoddard moved that the Senate adjourn until 1:30 p. m.

Senator Buser raised the point of order that the motion was out of order, as Senator Stoddard did not have the floor.

The President held the point well taken.

The Journal of February 9th was corrected and approved.

Senator Stoddard moved that the Senate adjourn until 1:30 p. m.

Senator Shane moved to amend by making the hour 3:30 p. m.

The amendment was accepted by Senator Stoddard.

Senator Bowman moved to amend by making the time 10:00 a. m. Wednesday.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 10:00 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER.
DES MOINES, IOWA, FEBRUARY 11, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. J. P. Hehner of Burlington, Iowa.

On motion of Senator Fackler, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Stoddard, from the Sioux City Woman's Club, favoring the child labor amendment. Child welfare.

By Senator Ellis, from citizens of Moulton, favoring a good roads program, the gasoline tax, and the road bond issue. Highways.

By Senator Slemmons, from Delaware County Farm Bureau, protesting the child labor amendment, and favoring an income inheritance tax. Child welfare, and ways and means.

By Senator Baird, from the town of Neola, relative to a distribution of the gasoline tax. Ways and means.

By Senator Roberts, from the Ladies' Literary Circle of Creston, relative to appropriations for the traveling library. Appropriations.

Senator Shane moved that ex-Senator Ethell be invited to address the Senate.

The motion prevailed and the President appointed Senators Shane and Ellis to escort Senator Ethell to the desk.

Senator Ethell addressed the Senate briefly.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which Senate File No. 3 passed the Senate.

B. M. STODDARD.

INTRODUCTION OF BILLS

Senate File No. 112, by Senator Reed, a bill for an act to amend section twenty-five hundred sixteen (2516), Code 1924, relating to license fees for certain professions.

Read first and second times and referred to committee on public health.

Senate File No. 113, by Senator Fulton, a bill for an act to amend the law as it appears in section eighty-seven hundred thirty-seven (8737) of the Code, 1924, with reference to the investment of funds of life insurance companies and associations.

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

Senate File No. 114, by Senator Buser, a bill for an act to amend sections one thousand sixty-five (1065) and one thousand sixty-six (1066), and to repeal section one thousand sixty-seven (1067), Code 1924; to provide the amount of the bond to be given by county treasurers, and to provide the method of reimbursing counties for losses of public funds.

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

Senate File No. 115, by Senator Baird, a bill for an act to amend section six thousand nine hundred forty-six (6946), Code, 1924, relating to military service exemptions.

Read first and second times and referred to committee on military affairs.

Senate File No. 116, by Senator Slemmons, a bill for an act to repeal the law as it appears in section ten thousand six hundred thirty-seven (10637) of the Code, 1924, and to enact a substitute therefor, relating to the fees of constables.

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

Senate File No. 117, by Senator Rigby, a bill for an act making an appropriation to assist in defraying the expenses of the proposed national encampment of the Grand Army of the Republic to be held in Iowa.

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

Senate File No. 118, by Senator Goodwin, a bill for an act granting to the city of Des Moines certain real estate comprising the abandoned river channels of the Raccoon and Des Moines rivers occasioned by the altering and changing of the channels of said rivers by the said city of Des Moines for the protection of lots, lands and property within the limits of the said city from danger and damage from floods and high water, and described as follows:

All that land in Section 9, Township 78, Range 24, and in Section ten (10), Township Seventy-eight (78), Range Twenty-four (24), West of the 5th P. M., County of Polk, State of Iowa, lying within the following described lines:

Beginning at a point on the east line of Section Nine (9), Township Seventy-eight (78), Range Twenty-four (24), 3992.60 feet north of the South-east corner of said Section Nine (9), thence South 65 degrees 11 minutes West (which is angle to left from East line of Section Nine (9), Township Seventy-eight (78), Range Twenty-four (24), One Hundred and fourteen (114) degrees forty-nine (49) minutes) 52.50 feet, thence South Twenty-nine (29) degrees Twenty-eight (28) minutes West 103.00 feet, thence South Thirty-seven (37) degrees Forty-two (42) minutes West 100.00 feet, thence South Twenty-five (25) degrees Forty-three (43) minutes West 200.00 feet, thence South Twenty (20) degrees Thirty-one (31) minutes West 304.20 feet, thence South eight (8) degrees Forty-three (43) minutes West 149.68 feet, thence South Thirty-eight (38) degrees Twenty-three (23) minutes West 217.90 feet, thence South Sixty-six (66) degrees Twenty-four (24) minutes West 472.72 feet, thence North Twenty-five (25) degrees Thirty-seven (37) minutes East 1210.51 feet, thence North Twelve (12) degrees Nineteen (19) minutes East 354.89 feet, thence North Sixty-two (62) degrees Nineteen (19) minutes East 205.38 feet,

thence South Eighty-seven (87) degrees Fifty-six (56) minutes East 163.22 feet to a point on the East line of Section Nine (9), Township Seventy-eight (78), Range Twenty-four (24), thence North Eighty-eight degrees Twenty-eight (28) minutes East 58.26 feet, thence South Thirty-three (33) degrees Fourteen (14) minutes East 410.34 feet, thence South Eighty-seven (87) degrees Forty-four (44) minutes West 245.90 feet, thence South Sixty-five (65) degrees Seventeen (17) minutes West 30.60 feet to the place of beginning; and

All that land in Section Eleven (11), Township Seventy-eight (78), Range Twenty-four (24), West of the 5th P. M., County of Polk, State of Iowa, lying within the following described lines:

Beginning at a point 184.89 feet south of the West Quarter corner of Section Eleven (11), Township Seventy-eight (78), Range Twenty-four (24), being 2510.91 feet north of the Southwest corner of said Section Eleven (11), thence North Eighty-four (84) degrees Thirteen (13) minutes East (which is angle to right from West line of Section Eleven (11), Township Seventy-eight (78), Range Twenty-four (24), Ninety-one (91) degrees, three (3) minutes) 227.95 feet, thence North Seventy-three (73) degrees Forty-four (44) minutes East, 184.75 feet, thence North Fifty-nine degrees Nineteen (19) minutes East 591.10 feet, thence North Sixty-one (61) degrees Six (6) minutes East 358.90 feet, thence North Sixty (60) degrees Twenty-six minutes East 487.80 feet, thence North Sixty-four (64) degrees Four (4) minutes East 495.50 feet, thence North Eighty-one (81) degrees Forty-one (41) minutes East 375.50 feet, thence South Seventy-nine (79) degrees Twenty-eight minutes East 435.55 feet, thence South Seventy-two degrees Fifty-two (52) minutes East 329.65 feet, thence South Forty-six (46) degrees Thirteen (13) minutes East 1028.95 feet, thence South Thirty-two (32) degrees Twenty-six (26) minutes East 298.92 feet, thence South Thirty-four (34) degrees Sixteen (16) minutes East 246.83 feet, thence South forty (40) degrees Twenty-eight (28) minutes East 601.60 feet, thence South Fifty-two (52) degrees Fifty-nine (59) minutes East 820.50 feet, thence North Eighty (80) degrees Thirty-eight (38) minutes West 962.00 feet, thence North Thirty-eight (38) degrees Eighteen (18) minutes West 338.05 feet, thence North Thirty (30) degrees Fifty-two (52) minutes West 586.85 feet, thence North Forty-two (42) degrees no minutes West 260.40 feet, thence North 27 degrees Eighteen (18)

minutes West 350.03 feet, thence North Eighty-seven (87) degrees Five (5) minutes West 403.74 feet, thence North Fifty-nine (59) degrees Thirty (30) minutes West 519.47 feet, thence South Seventy-six (76) degrees Fifty-three (53) minutes West 254.56 feet, thence South Sixty-four (64) degrees Twenty-eight (28) minutes West 406.80 feet, thence South Seventy-five (75) degrees Forty (40) minutes West 852.23 feet, thence South Fifty-eight (58) degrees Thirty-nine (39) minutes West 516.67 feet, thence North Eighty-six (86) degrees Fifty-eight minutes West 439.03 feet, thence North Fifty-seven (57) degrees Fifty-eight (58) minutes West 403.19 feet to place of beginning.

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

Senate File No. 119, by Senator Ellis, a bill for an act to prohibit the granting of reprieves, or commutations of sentences or the remission of fines and forfeitures in criminal cases by certain courts and magistrates.

Read first and second times and referred to committee on suppression of intemperance.

Senate File No. 120, by committee on fish and game, a bill for an act to amend paragraph six (6) of section seventeen hundred sixty-seven (1767), Code 1924, relating to certain game birds and to authorize the killing and capture of such birds under authorization by the state game warden, and to provide for defraying the necessary expense connected with such authorization.

Read first and second times and placed on the calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate Files Nos. 15 and 41.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEES

Senator Romkey submitted the following report:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred Senate File No. 99, a bill for an act to amend section nineteen hundred twenty-seven (1927) of the Code, 1924, relating to bootlegging and section nineteen hundred thirty (1930) of the Code, 1924, relating to penalties for nuisance, begs leave to report it has had the same under consideration and recommends the same do pass.

E. W. ROMKEY, *Chairman*.

Ordered passed on file.

Senator Rees submitted the following report:

MR. PRESIDENT: Your committee on fish and game to which was referred Senate File No. 22, a bill for an act to amend section 1766, Code, 1924, respecting fur-bearing animals and trapping regulations, begs leave to report it has had the same under consideration and recommends the same do pass.

S. C. REES, *Chairman*.

Ordered passed on file.

H. F. 21 AND H. F. 25 REREFERRED

By unanimous consent, on request of Senator Reed, House Files Nos. 21 and 25 were rereferred to the committee on judiciary No. 1.

S. F. NO. 92 MADE SPECIAL ORDER

On motion of Senator Reed, Senate File No. 92 was made a special order for 10:00 a. m. Tuesday, February 17th.

HOUSE MESSAGES CONSIDERED

House File No. 8, a bill for an act amending section twelve thousand five hundred eighty-one (12581) of the Code, 1924, relating to guardianships.

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

House File No. 23, a bill for an act to amend section ninety-nine hundred thirty-three (9933), Code, 1924, relating to the statutes of frauds governing sales of goods or choses in action.

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

House File No. 33, a bill for an act to amend section fifty-six hundred ninety-nine (5699) of the Code, 1924, relating to the civil service rights of officers appointed to the position of chief of police.

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

House File No. 46, a bill for an act making it unlawful for any person dragging a highway across a railroad to leave deposits of dirt, gravel, stone or other substance on such railroad.

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

House File No. 71, a bill for an act to amend section twenty-seven hundred seventy-three (2773), Code, 1924, relating to the practice of veterinary medicine and surgery.

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

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 15 and 41.

RESOLUTION CONSIDERED

The Senate resumed consideration of the substitute resolution offered by Senator Cavanaugh, in lieu of Senator Brookins' resolution, as found on page 266 of the Senate Journal.

Senator Baird moved that the Senate adjourn until 4:00 p. m.

Senator Brookins moved to amend by making the hour 1:30 p. m.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

S. F. NO. 110 REFERRED

By unanimous consent, on request of Senator Romkey, Senate File No. 110, a bill by the committee on code revision, was referred to the committee on suppression of intemperance.

RESOLUTION CONSIDERED

The Senate resumed consideration of the resolution relating to federal aid.

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

Ayes, 17.

Baird	Darting	Johnston	Rees
Benson	Goodwin	Kimberly	Shaff
Cavanaugh	Haskell	Perkins	Stanley
Clark	Horchem	Ramsey	Stoddard
Clearman			

Nays, 29.

Bowman	Dean	Langfitt	Schmedika
Breakenridge	Dotts	McLeland	Shane
Brookhart	Ellis	Mills	Shinn
Brookins	Fackler	Nelson	Skromme
Browne	Fulton	Rigby	Slemmons
Buser	Gunderson	Roberts	Snook
Campbell	Kern	Romkey	White
Cessna			

Absent or not voting, 4.

Bergman	Gilchrist	Hartman	Reed
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The substitute was lost.

Senator Shaff offered the following amendment to the resolution and moved its adoption:

Amend by adding to same the following:

"And Be It Further Resolved, That we renunciate the policy adopted and adhered to by the past several sessions of the legislature whereby funds have been taken from the larger counties and distributed among the smaller counties on a township or area basis."

Senator Buser raised the point of order that the amendment did not relate to a subject germane to the resolution.

The President held the point not well taken.

Senator Buser appealed from the decision of the chair in relation to his point of order.

Senator Stoddard invoked rule 8.

On the question "Shall the decision of the chair be sustained?" the vote was:

Ayes, 24.

Baird	Darting	Kimberly	Rigby
Benson	Dean	Langfitt	Roberts
Breakenridge	Goodwin	Perkins	Shaff
Cavanaugh	Haskell	Ramsey	Shane
Clark	Horchem	Reed	Stanley
Clearman	Johnston	Rees	Stoddard

Nays, 23.

Bowman	Cessna	Kern	Shinn
Brookhart	Dotts	McLeland	Skromme
Brookins	Ellis	Mills	Slemmons
Browne	Fackler	Nelson	Snook
Buser	Fulton	Romkey	White
Campbell	Gunderson	Schmedika	

Absent or not voting, 3.

Bergman	Gilchrist	Hartman
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The decision of the chair was sustained.

Senator Brookhart raised the point of order that the resolution was a resolution memorializing Congress in regard to something that the federal government had done and would continue to do; and Senator Shaff's amendment referred wholly and solely to something the Legislature of Iowa had done and something the federal government had nothing to do with, and was absolutely not germane to the resolution.

The President held the point not well taken.

Senator Shaff raised the point of order that he had closed the debate and there could be no further discussion.

The President held the point well taken.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 14.

Baird	Benson	Cavanaugh	Clearman
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Goodwin
Haskell
Horchem

Johnston
Kimberly
Perkins

Reed
Rees
Shaff

Stoddard

Nays, 33.

Bowman
Breakenridge
Brookhart
Brookins
Browne
Buser
Campbell
Cessna
Clark

Darting
Dean
Dotts
Ellis
Fackler
Fulton
Gunderson
Kern

Langfitt
McLeland
Mills
Nelson
Ramsey
Rigby
Roberts
Romkey

Schmedika
Shane
Shinn
Skromme
Slemmons
Snook
Stanley
White

Absent or not voting, 3.

Bergman

Gilchrist

Hartman

The amendment was lost.

Senator Skromme offered the following amendment and moved its adoption:

Amend the resolution relating to federal aid by striking out the paragraph immediately following the words "Be it resolved by the Senate".

Senator Buser moved the previous question on the resolution, excluding the foregoing amendment, which motion prevailed.

The amendment was adopted.

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

Ayes, 30.

Bowman
Breakenridge
Brookhart
Brookins
Browne
Buser
Campbell
Cessna

Dotts
Ellis
Fackler
Fulton
Gunderson
Kern
Langfitt
McLeland

Mills
Nelson
Ramsey
Reed
Rigby
Roberts
Romkey

Schmedika
Shane
Shinn
Skromme
Slemmons
Snook
White

Nays, 16.

Baird
Benson
Cavanaugh
Clark

Clearman
Darting
Dean
Goodwin

Haskell
Horchem
Johnston
Kimberly

Perkins
Shaff
Stanley
Stoddard

Absent or not voting, 4.

Bergman

Gilchrist

Hartman

Rees

The resolution having received a majority was declared to have been adopted by the Senate.

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

INTRODUCTION OF BILLS

Senate File No. 121, by Senator Campbell, a bill for an act to amend sections five thousand five hundred seventy-five (5575), five thousand five hundred seventy-seven (5577), and five thousand five hundred seventy-nine (5579), of the Code, 1924, relating to township halls.

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

Senate File No. 122, by Senator Roberts, a bill for an act to define the crime of embezzlement of funds or deposit of a bank by officers, directors and employees of banks and to provide a punishment for persons convicted thereof.

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

Senate File No. 123, by Senator Roberts, a bill for an act to amend the law as it appears in section ninety-two eighty (9280) of the Code, 1924, relating to the punishment for receiving deposits when insolvent or fraudulent banking.

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

Senate File No. 124, by Senator Roberts, a bill for an act to amend the law as it appears in section ninety-two eighty-two (9282) of the Code, 1924, relating to the punishment of persons convicted of making false and fraudulent statements and entries in the books of a bank, and the unlawful diversion of funds by officers and employees of banks.

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

Senate File No. 125, by Senator Cavanaugh, a bill for an act to repeal section sixty-four hundred eighty-one (6481), Code 1924,

and to provide the number of councilmen in cities adopting the form of government provided in chapter three hundred twenty-six (326), Code 1924.

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

REPORT OF COMMITTEE

Senator Darting submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred Senate File No. 102, a bill for an act to amend section eight thousand six hundred sixty-four (8664), Code, 1924, relating to life insurance, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the word "three" as it occurs in line four (4) of section 1 and inserting in lieu thereof the word "five".

Amend section 1 by striking out all from lines six (6) to thirty-six (36) inclusive and inserting in lieu thereof the following:

"provided that companies may, with the consent of the commissioner of insurance, substitute for such securities certificates of sale furnished by the sheriff in connection with the foreclosure of mortgages owned only by said companies; but such certificates shall be accepted for deposit only for the amount of the original securities and shall be withdrawn at the end of the period of redemption or within thirty days if redemption is made or a deed obtained prior to the expiration of the time fixed for redemption by law.

Said companies may substitute for such securities warranty deeds conveying all the property included in the original mortgage to the commissioner of insurance to be held in trust for the policy holders of said company.

Before depositing any such deed with the commissioner of insurance, it shall first be recorded in the county where such property is located. Said deeds shall be accompanied by an abstract showing that the company has good title to the property conveyed and shall be accepted for deposit only for the amount of the original security and only so long as the company annually certifies the taxes are paid and fire insurance maintained. All such deeds shall be withdrawn within three years from the date of such deposit.

The total amount of certificates of sale and deeds deposited as herein provided shall not exceed five (5) per cent of the amount any such company is required by law to deposit with the insurance department.

No such change of a security shall be made if the same has been purchased from any officer, stockholder, agent or employee of the insurer.

Nothing herein contained shall be construed to alter or change the

provisions of section eight thousand seven hundred thirty-six (8736) of the Code, 1924."

H. A. DARTING, *Chairman*.

Ordered passed on file.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 11th day of February, 1925, sent to the governor for his approval, Senate Files Nos. 15 and 41.

F. C. STANLEY, *Chairman*.

The report was adopted.

MOTION TO RECONSIDER WITHDRAWN

Senator Stoddard withdrew his motion to reconsider the vote by which Senate File No. 3 passed the Senate.

The Journal of February 10th was corrected and approved.

Senator Cessna moved that the Senate adjourn until 10:00 a. m. Thursday.

Senator Brookhart moved to amend by making the time 4:30 p. m. today.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 4:30 p. m. today.

The Senate reconvened.

INTRODUCTION OF BILLS

Senate File No. 126, by Senator Brookhart, a bill for an act to create a state banking board and to define its powers and duties; to provide the method for banks to become public depositories; to relieve banks, county treasurers, state treasurers and other custodians of public funds from giving bonds for money deposited; to relieve public officers from liability on account of the loss of public funds deposited in approved depositories; to create a sinking fund in the state treasury for the purpose of paying losses of public funds deposited in failed banks; to provide the manner of collecting the sinking fund and the amount and disbursement thereof; to provide the extent to which this act shall be applicable to failed banks and the manner of paying claims from the sinking fund created; to

amend, revise and codify sections one hundred thirty-nine (139) and forty-three hundred nineteen (4319) of the Code, 1924, relating to depositary bonds; and to repeal sections seventy-four hundred five (7405), fifty-six hundred fifty-two (5652) and fifty-five hundred fifty (5550) of the Code, 1924, relating to depositary bonds.

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

Senate File No. 127, by Senator Fackler, a bill for an act to amend section one thousand ninety-one (1091) of the Code, 1924, relating to removal from office.

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

Senate File No. 128, by Senator Cavanaugh, a bill for an act to amend the law as it appears in section fifty-eight hundred sixty-six (5866), Code, 1924, relating to annual financial report of public library trustees.

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

REPORT OF COMMITTEE

Senator Slemmons submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs to which was referred Senate File No. 104, a bill for an act to amend paragraphs three (3) and four (4) of section five thousand two hundred twenty-nine (5229), Code, 1924, relating to salary of assistant county attorney, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. F. SLEMMONS, *Chairman.*

Ordered passed on file.

Senator Buser moved that the Senate adjourn until 9:00 a. m. Thursday.

Senator Baird moved to amend by making the hour 9:30 a. m.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 9:30 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 12, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Russell G. Nye, pastor of the Methodist church, of Moravia, Iowa.

On motion of Senator Shane, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Clearman, from the U. U. Club of Iowa City, favoring the child labor amendment. Child welfare.

By Senator Mills, from the town of Jamaica, relative to a distribution of the gasoline tax. Ways and means.

By Senator Stanley, from the Mahaska Farm Womens' Work, protesting the child labor amendment. Child welfare.

By Senator Johnston, from the Britt Commercial Club, favoring a two cent tax on gasoline, and protesting the road bond issue. Highways.

By Senator Slemmons, from the town of Independence, relative to a distribution of the gasoline tax. Ways and means.

By Senator Baird, from the West Pottawattamie County Farm Bureau, relative to the truck tax law. Motor vehicles.

By Senator Reed, from the town of Cresco, favoring the gasoline tax, and relative to a distribution of the same. Highways, and ways and means.

By Senator Campbell, from the town of Remsen, favoring the gasoline tax, and relative to a distribution of the same. Highways, and ways and means.

COMMUNICATION FROM THE GOVERNOR

A communication was received from the Governor, containing copies of communications received by the Executive Office from the Department of Agriculture, Washington, D. C., relative to the state highway commission, the federal highway act, and federal aid appropriations, which was referred to the committee on highways.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor, announcing that on February 11, 1925, he had approved Senate File No. 15, relating to construction and reconstruction of sewers.

Senate File No. 41, relating to markets in cities and towns.

REPORTS OF COMMITTEES

Senator Slemmons submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs to which was referred Senate File No. 78, a bill for an act to amend chapter two hundred seventy-two (272) of the Code, 1924, relating to county aid for the blind, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the word "he" from line six (6) and inserting in lieu thereof the words "his estate".

Amend by striking the word "or" from line twelve (12) and inserting in lieu thereof the words "and an".

Amend by striking the period from line fourteen (14), also the quotation mark and adding the following: "and the statute of limitations shall not be computed until after the death of person receiving aid as above provided."

GEO. F. SLEMMONS, *Chairman*.

Ordered passed on file.

Senator Buser submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File No. 7, a bill for an act to amend section nine thousand seven hundred nineteen (9719) of chapter four hundred twenty-six (426) of the Code, 1924, relating to bonded warehouses for agricultural products, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File No. 7 by striking out all after the enacting clause and substituting the following:

"Section 1. That section nine thousand seven hundred nineteen (9719) of the Code, 1924, be and the same is hereby amended by striking out lines nine (9) to twelve (12) inclusive of said section and inserting in lieu thereof the following:

"The term 'agricultural product' as used in this chapter shall mean cotton, wool, grain, tobacco, flax seed, sugar, and all canned goods made from agricultural products."

J. D. BUSER, *Chairman.*

Ordered passed on file.

S. F. 42 REREFERRED TO COMMITTEE

By unanimous consent on request of Senator Baird, Senate File No. 42 was rereferred to the committee on railroads, to be returned thereafter and placed on the calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 76, a bill for an act to legalize certain warrants of the city of Oelwein, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 47, a bill for an act relating to the liquidation and distribution of the assets of banks in the hands of the superintendent of banking for liquidation and distribution.

Also: That the House has concurred in the Senate amendments to the following bill:

House File No. 42, a bill for an act relating to the establishment of municipal art galleries in cities acting under special charter having a population of fifty thousand (50,000) or more.

Also: That the House has amended by striking the enacting clause to the following bill in which the concurrence of the House was asked:

Senate File No. 45, a bill for an act relating to the compensation to be paid newspapers for publishing the laws of the general assembly which are to take effect by publication.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 47, a bill for an act to amend section nine thousand two hundred thirty-nine (9239) of the Code, 1924, relating to the liquidation and distribution of the assets of banks in the hands of the Superintendent of Banking for liquidation and distribution.

Read first and second time and referred to committee on banks.

House File No. 76, a bill for an act to legalize certain warrants of the city of Oelwein, Iowa.

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

THIRD READING OF BILLS

On motion of Senator Bergman Senate File No. 62, a bill for an act to amend sections twenty-nine hundred six (2906) and twenty-nine hundred seven (2907) of the Code, 1924, relating to county and district fairs, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bergman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Clearman	Kern	Roberts
Benson	Darting	Kimberly	Romkey
Bergman	Dean	Langfitt	Schmedika
Bowman	Dotts	McLeland	Shane
Breakenridge	Ellis	Mills	Shinn
Brookins	Fackler	Nelson	Skromme
Browne	Fulton	Perkins	Slemmons
Campbell	Gunderson	Ramsey	Snook
Cavanaugh	Haskell	Reed	Stanley
Cessna	Horchem	Rees	Stoddard
Clark	Johnston	Rigby	White

Nays, none.

Absent or not voting, 6.

Brookhart	Gilchrist	Hartman	Shaff
Buser	Goodwin		

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

On motion of Senator Fulton Senate File No. 18, a bill for an act to repeal sections thirty-nine (39) to forty-six (46), inclusive,

Code, 1924, relative to the standing committee on retrenchment and reform returned by the committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Fulton moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Snook invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Bergman	Cessna	Kern	Shane
Bowman	Clark	McLeland	Shinn
Brookhart	Dotts	Nelson	Skromme
Brookins	Fackler	Rees	Slemmons
Browne	Fulton	Roberts	Snook
Buser	Gunderson	Romkey	White
Campbell	Hartman	Schmedika	

Nays, 19.

Baird	Darting	Horchem	Reed
Benson	Dean	Johnston	Rigby
Breakenridge	Ellis	Kimberly	Stanley
Cavanaugh	Goodwin	Langfitt	Stoddard
Clearman	Haskell	Perkins	

Absent or not voting, 4.

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

Senator Fulton moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Buser moved that a committee of three be appointed to represent the Senate at the G. A. R. services to be held at 4 p. m. today in th G. A. R. rooms of the Capitol.

The motion prevailed and the President appointed as such committee Senators Buser, Rigby and Mills.

The journal of February 11th was corrected and approved.

Senator Shane moved that the Senate adjourn until 4 p. m. today.

Senator Stoddard moved to amend by making the time 10 a. m. Friday.

The amendment was lost.

The motion prevailed and the Senate adjourned until 4 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

Senator Dean moved that the doorkeepers be excused from duty to attend the services in G. A. R. rooms, which motion prevailed.

REPORTS OF COMMITTEES

Senator Shane submitted the following report:

MR. PRESIDENT: Your committee on banks to which was referred House File No. 47, a bill for an act to amend section nine thousand two hundred thirty-nine (9239) of the Code, 1924, relating to the liquidation and distribution of the assets of banks in the hands of the superintendent of banking for liquidation and distribution begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK SHANE, *Chairman.*

Ordered passed on file.

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2 to which was referred Senate File No. 19, a bill for an act repealing section eleven thousand nine hundred seventy (11970) of the Code, 1924, and enacting a substitute therefor, relative to demands against the estate and the order of payment thereof, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House File No. 42.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House Concurrent Resolution No. 10 providing for a joint session of the general assembly on Thursday, February 19, 1925, at 2:30 p. m. to hear the Pioneer Lawmakers Association.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 10 CONSIDERED

By unanimous consent on request of Senator Johnston the following resolution was taken up and considered:

Whereas, The House of Representatives is advised of a quadrennial meeting of the Pioneer Lawmakers to be held in the Historical Building on February 18th and 19th, and of their custom of calling formally on the assembly; therefore

Be It Resolved by the House, the Senate Concurring, That the general assembly meet in joint session on Thursday, February 19, 1925, at 2:30 p. m., and that the Pioneer Lawmakers be invited to present a representative address in the House Chamber on that date.

The resolution was adopted.

Senator Baird moved that the Senate adjourn until 10 a. m. Friday.

Senator Buser moved to amend by making the hour 9:30 a. m.

The amendment was accepted.

The motion prevailed and the Senate adjourned until 9:30 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 13, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Edward Duea, pastor of the Lutheran church of Slater, Iowa.

On motion of Senator Cessna, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shaff for the day on request of Senator Cessna; Senator Shane for the day on request of Senator Cessna; Senator Campbell for the day on request of Senator Romkey; Senator Gilchrist for the day on request of Senator Shinn.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Stoddard, from the Mondamin Council of the United Commercial Travelers of America, Sioux City, protesting the \$85,000,000.00 bond issue, and favoring the gasoline tax, and the placing of the primary system in the state highway commission. Highways.

By Senator Mills, from the town of Guthrie Center, relative to distribution of the gasoline tax. Ways and means.

By Senator Clark, from farmers of Monroe county, protesting the \$85,000,000.00 bond issue. Highways.

By Senator Haskell, from employees of the C. M. & St. P. Ry., protesting a state income tax law. Ways and means.

By Senator Skromme, from the town of Fraser, relative to a distribution of the gasoline tax. Ways and means.

By Senator Baird, from the T. T. L. Literary Society of Council Bluffs, favoring the child labor amendment. Child welfare.

By Senator Stoddard, from the Columbia Club, Sioux City, protesting the gasoline tax, without provision for distribution of the same to cities and towns. Ways and means.

By Senator Haskell, from barbers of Cedar Rapids, favoring the barber license law. Public health.

INTRODUCTION OF BILLS

Senate File No. 129, by Senator Romkey, a bill for an act to amend the law as it appears in Title VIII of the Code of 1924, relating to the practice of certain professions effecting the public health, to regulate the practice of cosmetic therapy, to create a state board of cosmetic therapy for licensing of persons to practice such profession, to provide rules and regulations concerning sanitation and health in such practice.

Read first and second times and referred to committee on public health.

Senate File No. 130, by Senator Ellis, a bill for an act to amend sections five (5) and eight (8) of chapter three hundred thirty-two (332) of the acts of the 39th general assembly relating to the bonus for soldiers, sailors, marines, nurses and certain other beneficiaries as named in section four (4) of the above named chapter.

Read first and second times and referred to committee on military affairs.

S. F. 19 INDEFINITELY POSTPONED

On motion of Senator Brookhart, the report of the committee on judiciary No. 2, reporting Senate File No. 19 for indefinite postponement, was taken up and adopted.

THIRD READING OF BILLS

On motion of Senator Schmedika, House File No. 27, a bill for an act making an appropriation to pay the compensation and mileage of the presidential electors for the year 1925, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Schmedika moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Clark	Haskell	Rigby
Benson	Clearman	Horchem	Roberts
Bengman	Darting	Johnston	Romkey
Bowman	Dean	Kern	Schmedika
Breakenridge	Dotts	Kimberly	Shinn
Brookhart	Ellis	Langfitt	Skromme
Brookins	Fackler	McLeland	Slemmons
Browne	Fulton	Mills	Snook
Buser	Gunderson	Perkins	Stanley
Cavanaugh	Hartman	Rees	White
Cessna			

Nays, none.

Absent or not voting, 9.

Campbell	Nelson	Reed	Shane
Gilchrist	Ramsey	Shaff	Stoddard
Goodwin			

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

On motion of Senator Ellis, House File No. 6, a bill for an act to amend section fifty-one hundred seventy-eight (5178) of the Code of Iowa, 1924, relating to the filing of instruments with the county recorder, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 1 all after the word "by" in line two (2) and substituting therefor the following: "inserting in line three (3) before the word 'exact' the words 'date and'".

Senator Fulton withdrew the amendment.

Senator Ellis moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Bergman	Breakenridge	Brookins
Benson	Bowman	Brookhart	Browne

Buser	Fackler	Kimberly	Romkey
Cavanaugh	Fulton	Langfitt	Schmedika
Cessna	Gunderson	McLeland	Shinn
Clark	Hartman	Mills	Skromme
Clearman	Haskell	Perkins	Slemmons
Dean	Horchem	Rees	Snook
Dotts	Johnston	Rigby	Stanley
Ellis	Kern	Roberts	White

Nays, none.

Absent or not voting, 10.

Campbell	Goodwin	Reed	Shane
Darting	Nelson	Shaff	Stoddard
Gilchrist	Ramsey		

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

On motion of Senator Cavanaugh, House File No. 22, a bill for an act to amend section thirteen hundred fifty-two (1352), Code, 1924, relating to maps in gypsum mines, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clark	Johnston	Roberts
Benson	Clearman	Kern	Romkey
Bergman	Darting	Kimberly	Schmedika
Bowman	Dean	Langfitt	Shinn
Breakenridge	Dotts	McLeland	Skromme
Brookhart	Ellis	Mills	Slemmons
Browne	Fackler	Nelson	Snook
Buser	Fulton	Perkins	Stanley
Cavanaugh	Hartman	Rigby	White
Cessna	Haskell		

Nays, none.

Absent or not voting, 12.

Brookins	Goodwin	Ramsey	Shaff
Campbell	Gunderson	Reed	Shane
Gilchrist	Horchem	Rees	Stoddard

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

On motion of Senator Bowman, Senate File No. 43, a bill for an act to amend section ten thousand nine hundred eight (10908) of the Code relating to admission to the bar, returned by the committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Stanley offered the following amendments and moved their adoption:

Amend by striking the words "three (3) days" from line 10 and inserting in lieu thereof the words "one (1) day". Also amend by adding at the end of the section the following: "The total amount of such credit shall not exceed one year."

The amendment was lost.

The bill was read for information.

Senator Bowman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clark	Gunderson	Roberts
Benson	Clearman	Hartman	Romkey
Bergman	Darting	Horchem	Schmedika
Bowman	Dean	Kimberly	Shinn
Breakenridge	Dotts	Langfitt	Skromme
Brookhart	Ellis	McLeland	Slemmons
Brookins	Fackler	Mills	Snook
Browne	Fulton	Nelson	Stanley
Buser	Goodwin	Rees	Stoddard
Cessna			

Nays, 7.

Cavanaugh	Johnston	Perkins	White
Haskell	Kern	Reed	

Absent or not voting, 6.

Campbell	Ramsey	Shaff	Shane
Gilchrist	Rigby		

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

On motion of Senator Stoddard, Senate File No. 25, a bill for an

act to create a board of architectural examiners, prescribing its duties, providing for the examination and registration of architects, issuing or revoking of certificates of registration, and prescribing the penalties for the violation of this act, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking subsection "a" from section 8 and inserting in lieu thereof the following:

"(a) A diploma of graduation or satisfactory certificate from an architectural college or school that he has completed a technical course approved by the Board of Architectural Examiners, and at least two years' satisfactory experience in the office of a reputable architect."

Senator Browne offered the following amendment and moved its adoption:

Amend by striking out the comma (,) following the words "others" in line 5 of section 7 and inserting in lieu thereof a period (.) and striking out the remainder of the section.

Senator Stoddard offered the following substitute amendment and moved its adoption:

Amend by striking the comma (,) following the word "Architect" in line 6 of section 7, inserting in lieu thereof a period (.) and striking the remainder of the section.

The substitution was made.

The amendment was adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section 2 by adding thereto the following: "All meetings of the board shall be held in the office of the secretary of the executive council."

The amendment was adopted.

Senator Romkey offered the following amendment and moved its adoption:

Amend section 6 by striking the words "without examination" from line 11 and inserting in lieu thereof the following: "upon passing an examination as outlined in section 8 of this act and".

The amendment was lost.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 2, line three (3), the word "and" and inserting a comma (,); by adding after the words "vice president" the words "and secretary" and by striking the following sentence.

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 26.

Baird	Clearman	Horchem	Rigby
Benson	Darting	Johnston	Romkey
Bergman	Ellis	McLeland	Slemmons
Breakenridge	Fackler	Mills	Snook
Cavanaugh	Goodwin	Perkins	Stanley
Cessna	Gunderson	Reed	Stoddard
Clark	Haskell		

Nays, 9.

Brookhart	Dotts	Nelson	Schmedika
Browne	Fulton	Rees	Shinn
Buser			

Absent or not voting, 15.

Bowman	Gilchrist	Langfitt	Shane
Brookins	Hartman	Ramsey	Skromme
Campbell	Kern	Roberts	White
Dean	Kimberly	Shaff	

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

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

House Concurrent Resolution No. 9 providing for a recess of the general assembly.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 35, a bill for an act to appropriate four hundred dollars (\$400.00) for the purpose of paying special drainage assessments against state owned land in connection with the drainage of Rice Lake.

A. C. GUSTAFSON, *Chief Clerk.*

The Journal of February 12th was corrected and approved.

Senator Nelson moved that the Senate adjourn until 1:30 p. m. today.

Senator Shinn moved to amend by making the hour 4 p. m. today.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 4:00 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

EXTRA COPIES OF S. F. NO. 126

On motion of Senator Brookhart, 1,000 extra copies of Senate File No. 126 were ordered printed.

INTRODUCTION OF BILLS

Senate File No. 131, by Senator Romkey, a bill for an act making the destruction of or the attempt to destroy any liquid in the presence of peace officers or while property is being searched prima facie evidence that said liquid is intoxicating.

Read first and second times and referred to committee on suppression of intemperance.

Senate File No. 132, by Senator Fulton, a bill for an act to amend section fifty-four (54), Code 1924, relating to the publication of legislative acts.

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

Senate File No. 133, by Senator Bergman, a bill for an act relat-

ing to the election of councilmen in cities and towns, including cities acting under special charter, commission and manager plan.

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

Senate File No. 134, by committee on child welfare, a bill for an act to repeal sections twelve thousand six hundred fifty-eight (12658) to twelve thousand six hundred sixty-seven (12667), both inclusive, Code of 1924, relating to children born out of wedlock and to enact a substitute therefor.

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

Senate File No. 135, by Senator Bowman, a bill for an act imposing a license fee on gasoline used or sold for use in the state of Iowa, providing for the payment, collection, refund, distribution and expenditure thereof: fixing a standard for gasoline sold for use in the state and providing penalties for violation of the law; also amending sections four thousand nine hundred ninety-nine (4999) and four thousand six hundred thirty-five (4635) of the Code, 1924, and repealing section five thousand one (5001) of the Code, 1924, relating to road funds.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate File No. 35.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEES

Senator Brookins submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred Senate File No. 63, a bill for an act relating to the licensing and

regulation of motor vehicles, begs leave to report it has had the same under consideration and returns the bill without recommendation.

A. T. BROOKINS, *Chairman*.

Ordered passed on file.

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 107, a bill for an act to repeal section five thousand six hundred sixty-four (5664) of the 1924 Code and to enact a substitute therefor, relating to the compensation to be paid councilmen in cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 108, a bill for an act to amend the law as it appeared in section six thousand three hundred ten (6310) of the 1924 Code relating to the tax authorized to be levied for a pension fund for police and fire departments in cities and towns, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause and inserting the following:

"Section 1. That section six thousand three hundred ten (6310) of the Code, 1924, is hereby amended by striking out all after the semi-colon (;) in line seven (7) down to and including line sixteen (16) and inserting the following: "cities having a population in excess of thirty-five thousand, including cities under special charter, may levy an additional tax not to exceed one-half mill for each such department for such purpose."

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 73, a bill for an act to provide for refunding bonds issued in payment for street improvements and sewers; to provide for the expense of such refunding bonds, and to provide for the payment of such refunding bonds, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Senator Baird, acting chairman, submitted the following report:

MR. PRESIDENT: Your committee on banks, to which was referred Senate File No. 17, a bill for an act providing for a depositor's guarantee fund for the protection of bank depositors, authorizing the assessment of banks for the creation and maintenance of the fund, making certain provisions for the liquidation of insolvent banks, exempting banks from giving security to protect public funds, providing penalties for certain violations and authorizing the enforcement of the law by the superintendent of banking, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. S. BAIRD, *Acting Chairman.*

Senator Buser moved the previous question, which motion prevailed.

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

Ayes, 9.

Baird
Benson
Bergman

Haskell
Kern

Perkins
Reed

Rigby
Stoddard

Nays, 28.

Bowman
Breakenridge
Brookhart
Browne
Buser
Cavanaugh
Cessna

Clearman
Dean
Dotts
Fackler
Fulton
Goodwin
Gunderson

Horchem
Langfitt
McLeland
Mills
Nelson
Roberts
Romkey

Schmedika
Shinn
Skromme
Slemmons
Snook
Stanley
White

Absent or not voting, 13.

Brookins
Campbell
Clark
Darting

Ellis
Gilchrist
Hartman

Johnston
Kimberly
Ramsey

Rees
Shaff
Shane

The report of the committee was rejected and the bill placed on the calendar.

AMENDMENT TO RULES

Senator Buser offered the following amendment to the rules, and moved its adoption:

Amend the rules governing the deliberations of the Senate by adding the following as an additional rule:

"A committee report upon a bill recommending indefinite postponement shall not be acted upon until the expiration of one legislative day after the report has been made."

Senator Brookhart offered the following amendment to the rule proposed by Senator Buser:

Amend by adding "and the author of the bill notified of the report by the secretary."

Senator Baird offered the following amendment to the amendment by Senator Brookhart:

Amend by adding the following:

"The author of the bill be not only notified, but that he express his desires as to what he wishes to do."

Senator Buser raised the point of order that Senator Baird's amendment was an amendment to an amendment to an amendment and was not in order.

The President held the point not well taken.

The amendment to the amendment was lost.

The amendment was adopted.

The amendment to the rules was adopted.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed H. F. No. 42.

HOUSE CONCURRENT RESOLUTION NO. 9

Resolved by the House, the Senate concurring, That when adjournment is had on Wednesday, February 25, it be to reconvene on Wednesday, March 4, at 1:30 p. m.

The resolution was laid over under the rules.

COMMUNICATION FROM THE SECRETARY OF STATE

A communication was received from the secretary of state, transmitting House Concurrent Resolution No. 4, of the General Assembly of the State of Kansas, relating to petitioning the congress of the United States to make appropriations for the improvement of the Missouri river.

The resolution was read and referred to the committee on commerce and trade.

Senator Langfitt moved that the Senate adjourn until 9:30 a. m. Saturday.

Senator Brookhart moved to amend by making the time 10 a. m.

The amendment was adopted.

The motion prevailed, and the Senate adjourned until 10 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 14, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. J. S. Milholland, pastor of the United Presbyterian church, of Albia, Iowa.

On motion of Senator Stoddard, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Ellis for the day on request of Senator Stoddard; Senator Bergman for the day on request of Senator Stoddard; Senator Johnston for the day on request of Senator White; Senator Kimberly for the day one request of Senator Brookhart; Senator Baird for the day on request of Senator Buser; Senator Darting for the day on request of Senator Stanley; Senator Campbell for the day on request of Senator White; Senator Shane for the day on request of Senator Reed; Senator Cessna for the day on request of Senator Browne; Senator Haskell for the day on request of Senator White.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Nelson, from citizens of Atlantic, protesting a state income tax law. Ways and means.

By Senator Fackler, from massmeeting of women voters of Bedford, favoring the child labor amendment. Child welfare.

By Senator Goodwin, from Public Health Nursing Association of Des Moines, urging passage of bills presented by the Iowa Child Welfare Commission. Child welfare.

INTRODUCTION OF BILLS

Senate File No. 136, by Senator Fulton, a bill for an act relating to levying school house taxes by school corporations when the school house has been destroyed by fire and the anticipation of such taxes by the issuing of certificates and providing for a special school house fund.

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

Senate File No. 137, by Senator Rigby, a bill for an act making appropriation to select, purchase, build, dedicate and transfer to the United States, a portrait bust of Iowa's famous war governor, Samuel J. Kirkwood, and to provide the sum necessary to repair the Iowa State Memorial located in the National Military Park at Vicksburg, Mississippi.

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

Senate File No. 138, by Senator Nelson, a bill for an act to amend section fifty-two hundred thirty-five (5235), Code, 1924, relating to the payment of salaries of county officers.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House Files Nos. 6, 22, 27.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

COMMUNICATION FROM THE GOVERNOR

The following communication was received from the Governor and ordered printed in the Journal:

Mr. President, Mr. Speaker, Senators and Representatives of the Forty-first General Assembly:

Allow me to present to you the condition of the primary road system in Iowa and also the condition of primary road finances and suggestions in connection therewith. Iowa must have a constructive road program. I do not believe that it is advisable to accept a program that contemplates the issuance of an eighty-five million dollar bond issue. I regard the plan submitted herein as adequate to meet the situation in Iowa, and by the adoption of this program we can have a well organized system of highways in the State, not only of primary highways but of County highways as well. The following is submitted for your thoughtful consideration:

CONDITION OF PRIMARY ROAD SYSTEM

The primary road system includes a total of 6,660 miles. Good progress has been made in its improvement. At the present time four-tenths of the system has been built to finished grade, drained and surfaced with pavement or gravel, three-tenths of the system has been built to finished grade and drained ready for surfacing, and three-tenths of the system remains ungraded. The capital city of the State is now connected with forty-four of the county seats by direct routes, over paved or graveled highways.

CONDITION OF PRIMARY ROAD FINANCES

The work of improving the primary road system during the past four years has gone forward at such a rate that the current receipts in the primary road fund were largely insufficient to maintain the primary roads and meet the construction costs. The primary road expenditures during said period payable from the primary road fund, have amounted to \$58,200,000. The current receipts in said fund during said years were \$35,700,000 or \$22,500,000 short of the expenditures.

Large balances accumulated in the primary road fund during and immediately following the war, have been exhausted, and a total indebtedness of \$14,492,000 has been created. After deducting from this total indebtedness all existing balances in the primary road fund, the primary road bond fund, and the anticipation certificate fund (\$3,578,000) there still remains a net indebtedness of \$10,914,000.

FUNDS AVAILABLE FOR CONSTRUCTION WORK DURING NEXT FOUR YEARS

The primary road fund now amounts to somewhat less than \$10,000,000 per year. During the next four years it should amount to \$40,000,000. The obligations against said fund during the next four years, exclusive of construction expenditures, are as follows:

Payment of Interest and Principal of Bonds and Certificates

now outstanding	\$ 8,700,000
Maintenance of Primary Roads.....	10,700,000

Refund Assessments for Paving Heretofore built (if such re- fund is ordered by the legislature)	3,000,000
Total	\$22,400,000

This sum (\$22,400,000) deducted from the total estimated primary road fund for the next four years (\$40,000,000) leaves only \$17,600,000 for construction work during the next four years. Under our present law, about one-fifth of this sum, or \$3,500,000 will be spent on secondary roads. During the past four years \$48,300,000 has been spent for construction work on the primary road system. *During the next four years, if no additional funds are provided, the primary road funds available for construction work will amount to only 36 per cent of the primary road construction during the past four years, and if the law remains as at present permitting the use of primary funds to be spent on secondary roads in certain counties the primary road construction fund will be reduced to only \$14,100,000 or less than 30 per cent of that for the past four years.*

PROGRESS DURING NEXT FOUR YEARS IF ADDITIONAL FUNDS ARE NOT PROVIDED

This sum (\$14,100,000 in four years or \$3,525,000 per year) would be sufficient each year to grade and bridge 120 miles at \$11,000 per mile, gravel 100 miles at \$5,000 per mile, and pave 58 miles at \$30,000 per mile, as compared with an average yearly progress of 855 miles of grading, 400 miles of gravel, and 116 miles of paving during the past four years.

ADDITIONAL FUNDS REQUIRED

More funds are required for primary road work or few men now past their majority will live to see a connected system of highways covering this state. That fact should impress itself on anyone reading the above statement of the primary road fund's condition.

It is a notorious fact that our secondary roads also need additional funds. The county road system has been designated as such for twelve years, and yet many counties have been unable to make any progress in the permanent improvement of those roads except to construct a portion of the bridges and culverts of permanent materials.

SOURCE OF ADDITIONAL FUNDS

It is not possible nor would it be fair to produce additional funds for road work by taxes on real property. The motor vehicle is the agency creating the demand for better roads. It seems fair then that the motor vehicle should be taxed to provide the necessary additional funds that are required. A tax on the gasoline consumed by motor vehicles is a practical way to raise these additional funds.

PROBABLE REVENUE FROM GASOLINE TAX

The amounts collected during the past year by those thirty-six states which now have gasoline taxes, averaged about \$4.40 per motor vehicle per one cent tax. Iowa has 619,000 motor vehicles. At this rate, a gas

tax in this state should bring in about \$2,700,000 for each one cent tax per gallon. Allowing for refunds for gasoline used in other ways than for propelling motor vehicles, an estimate of \$2,250,000 per year for each one cent tax, would seem reasonably conservative.

FUNDS REQUIRED TO COMPLETE PRIMARY SYSTEM AND PAY INDEBTEDNESS NOW OUT

In order to complete the primary road system by paving 3115 more miles and grading, draining, and graveling the remainder of the system as has been proposed, the following sums of money must be provided after setting aside enough to maintain the primary roads:

Estimated cost of construction work.....	\$125,416,000
Net outstanding indebtedness (Nov. 30, 1924).....	11,000,000
Estimated interest on indebtedness.....	5,000,000
Refund on assessments.....	3,000,000
Total	\$144,416,000

TIME REQUIRED TO COMPLETE PRIMARY ROAD SYSTEM AND PAY INDEBTEDNESS NOW OUT

The time required to pay the indebtedness now outstanding and to complete the primary road system, is approximately as follows:

1. With present primary road fund; no bonds.....20.6 years
2. With present primary road fund and 1/3 of two-cent gas tax; no bonds.....16.9 "
3. With present primary road fund and one-third of two-cent gas tax; \$85,000,000 of state bonds..... 8.0 "
4. With present primary road fund and all of a two-cent gas tax; no bonds.....12.5 "
5. With present primary road fund and two-thirds of a three-cent gas tax; no bonds.....12.5 "
6. With present primary road funds and one-half of a three-cent gas tax; no bonds.....14.0 "

All of the above estimates are based on the assumption that the use of primary road funds on secondary roads in certain counties will be discontinued. If this practice is not discontinued, it will constitute an ever-increasing leakage of primary road funds which will render any estimates of primary road improvement the rankest kind of guesswork impractical of attainment.

COMPARISON OF MOTOR VEHICLE TAXES IN THIS STATE WITH THOSE OF OTHER STATES

In this state the license fee levied on motor vehicles is in lieu of all other taxes on said vehicles. Thirty-five of the other states levy a property tax on their motor vehicles in addition to the license fee. Thirty-six states levy a tax on the gasoline consumed by their motor vehicles.

Taking all these taxes into consideration, it is apparent that the tax on motor vehicles in this state is far less than the average tax on similar vehicles in other states. Since the rate of property tax varies in different taxing districts, and the valuations placed on similar vehicles by different assessors doubtless differ greatly, it is not possible to state exactly the amount of tax paid on any type of motor vehicle in any one of those states which levy a property tax. It is, however, possible to make some general assumptions as to the varying factors and from that arrive at some reasonable figures from which comparisons can be made.

Based on assumptions believed to be reasonable, the following is a comparison of the Iowa motor vehicle fees with the average motor vehicle taxes of other states.

	Iowa Tax	Average Tax Other States
Ford Touring Car.....	\$10.40	\$21.68
Dodge Touring Car.....	19.60	29.18
Buick Six Touring Car.....	26.95	37.80
Cadillac Eight Touring Car.....	47.05	66.97
Packard Twin Six.....	56.50	86.98

These figures may or may not represent the exact difference between motor taxes in this state and the average of other states, but they do show conclusively the general direction of the comparison and that Iowa motor license fees are far below the average for other states.

WHAT RATE OF GASOLINE TAX WOULD BRING OUR MOTOR TAXES UP TO THE AVERAGE OF OTHER STATES?

In the comparison above, the Iowa Tax on a Ford touring car is \$11.28 below the average tax on such cars in other states. Assuming that the average Ford will burn 300 gallons of gas per year (which would be sufficient to drive the vehicle 4,500 to 5,000 miles) then it would take a tax of 3.76 cents per gallon of gas to bring our tax on such vehicle up to the average. Similarly for the Dodge, Buick, Cadillac, and Packard. Assuming gasoline consumptions amounting yearly to 346,375,562, and 750 gallons, respectively, the rates of gasoline tax required to bring the taxes on these vehicles up to the average for other states, is 2.77 cents, 2.89 cents, 3.54 cents, and 4.0 cents per gallon. The average of these various rates is 3.39 cents per gallon. In view of this fact, and in view of the fact that fifty-five per cent of all the motor vehicles in this state are Fords on which gasoline a tax of 3.76 cents per gallon would be required to strike an average, it is believed conservative to say that it would require a tax of three cents per gallon of gasoline to bring our motor taxes up to the average of other states.

DISCUSSION OF VARIOUS PLANS FOR FINANCING PRIMARY ROADS

Of the six plans for financing the primary roads as mentioned above, the first, i. e., using present primary funds without the addition of any tax and without any bonds, seems out of the question. It would require more than twenty years to complete the primary system, a time so long that many of us would not be here to see its end.

The second proposition; i. e., adding one-third of a two-cent gas tax to our present revenue and having no bonds is likewise open to the objection that it requires too great a period of time—nearly seventeen years.

The third proposition; i. e., adding one-third of a two-cent gas tax to the present revenues, and issuing \$85,000,000 of bonds, would make it possible to complete the primary system in eight years. It has the disadvantage of leaving us at the end of that time with an enormous bonded indebtedness which would consume practically the entire primary road fund (exclusive of maintenance funds) for fifteen years beyond the end of the construction period. Our hands would be tied for fifteen years. We could do no new construction work. If a great catastrophe should overcome our agriculture, as it did a few years ago, we could not adjust our expenses to meet the situation. We would have to go on paying the interest and principal of these bonds. Under this program it would be necessary to build an average of 500 miles of pavement per year. It would not be possible to build 500 miles of pavement the first year as we have not the equipment, materials, contractors, or engineering force to handle it. The work would have to be stepped up gradually or prices would be inflated. About 200 miles would be built the first year. In the last year about 640 miles of pavement and 225 miles of gravel could be built. This mileage would cost about \$20,500,000 which, together with the maintenance, would make the primary road expenditure for that year about \$23,500,000.

The fourth proposition; i. e., using present primary road funds and all of a two-cent gasoline tax with no bonds, has the advantage of completing the system in twelve and one-half years. It has the disadvantage of providing no additional funds for secondary roads.

The fifth proposition; i. e., using present primary road funds and two-thirds of a three-cent gas tax, would complete the primary road system in the same length of time (12.5 years). It would not give the secondary roads as much help as they would receive from two-thirds of a two-cent gas tax.

RECOMMENDED FINANCING POLICY

The sixth proposition; i. e., using present primary road funds and one-half of a three-cent gasoline tax, is recommended for your careful consideration. It has many attractive advantages. It would give the secondary roads somewhat more money than they would derive from two-thirds of a two-cent gasoline tax. It would increase the present primary road fund by \$3,375,000 or more per year, thus providing a fund of about \$13,375,000 per year for the primary road system. It would pay off present primary road indebtedness and complete the system in fourteen years. At the end of the construction period there would be no bonds and no interest to pay. The tax could then be reduced, or any funds over and above those required to maintain the primary system could be devoted to improving secondary roads.

MAINTENANCE OF PRIMARY ROADS

The maintenance of primary roads during the past four years has cost \$9,852,000, or an average of \$2,463,000. In 1924 the maintenance cost \$2,722,000. The cost of this work will increase as more improved roads are built. For the purpose of this discussion the maintenance of primary roads is estimated at \$3,000,000 per year.

PAYMENT OF INDEBTEDNESS NOW OUTSTANDING

The indebtedness now outstanding amounts to a total of \$14,492,000. Deducting existing balances leaves a net indebtedness of \$10,913,000. The payment of this indebtedness and interest thereon will entail a total outlay of about \$16,000,000. This indebtedness practically all comes due within the fourteen years suggested for completing the system. The payment of this indebtedness and interest will require an average annual outlay of \$1,960,000 per year for the first five years and an average annual outlay of \$700,000 per year for the remaining nine years.

REFUND OF SPECIAL ASSESSMENTS

About \$3,000,000 of special assessments for paving have heretofore been levied and not refunded. It is recommended that the assessment law be repealed and assessments heretofore levied be refunded. This refund should be spread over about five years so as to avoid unduly depleting the primary road fund in any one year. This refund would take about \$600,000 per year for the first five years.

CONSTRUCTION FUND AND PROGRAM PER YEAR

For the first five years under this program the financial arrangement for each year would be about as follows:

<i>Resources:</i>			
Federal Aid		\$	2,000,000
Motor License Fees.....			8,000,000
Gasoline Tax			3,375,000
Total			\$13,375,000
<i>Obligations:</i>			
Maintenance	\$3,000,000		
Refund of assessments.....	600,000		
Interest and Principal of outstanding indebtedness	1,960,000		5,560,000
Available each year for construction.....			\$7,815,000
This construction fund would be sufficient to complete the following amount of work each year:			
Grading, 206 miles at \$11,000.....		\$	2,266,000
Graveling, 127 miles at 5,500.....			698,500
Paving, 161 miles at 30,000.....			4,830,000
			\$7,794,000

After the first five years, and until the tenth year, the construction fund would be increased by \$1,860,000 a year, or it would amount to \$9,675,000 a year. The amount of paving would thus be increased to 223 miles per year.

After the tenth year the grading would be finished and the paving work could be increased to 299 miles per year. The annual gravel program would remain the same.

BONDS VOTED BY COUNTIES

The present policy of allowing any county to vote primary road bonds if it desires to proceed more rapidly than the general program may well be continued. The improvement in any county under a bond issue should be made to conform to a well-conceived plan for the whole state. Otherwise funds might be frittered away in paving unimportant roads.

REVISE LAWS UNDER WHICH COUNTIES MAY VOTE PRIMARY ROAD FUNDS

At the present time there are three laws, under any one of which a county may vote primary road bonds. These laws are for one cause or another, largely unworkable at this time. They should be rewritten and codified into one law. Both interest and principal of bonds heretofore or hereafter issued should be made payable out of the primary road fund. The provision for counting the votes of country electors separately from the votes of city and town electors should be eliminated. The motor taxes are paid about equally by urban and rural population and neither should be given undue voting strength in comparison with the other.

NO INCREASE IN ENGINEERING FORCES

The primary road program herein outlined would require practically no increase in the present regular force employed by the Highway Commission. It would require small increases only in the temporary or seasonal employees, such as rodmen, instrumentmen, inspectors, and helpers.

NO INFLATION OF PRICES

This program would not cause an over demand for contractors, materials, etc., and no inflation of prices such as might easily occur in stepping up from our present rate of progress to that contemplated under the proposed \$85,000,000 bond issue.

CONTROL OF PRIMARY ROAD WORK TO BE VESTED IN STATE

The control of the primary roads should be vested in the state. This is necessary to comply with the federal aid law. It is also necessary in order to secure continuity of construction, uniformity of maintenance, and economy of expenditure. We should abandon the notion of treating our main arteries of traffic in ninety-nine units and should treat them as one unit.

FUNDS FOR SECONDARY ROADS

The one-half of the gasoline tax devoted to the secondary roads will amount to about \$3,375,000 per year. These funds should be in addition to existing road revenues and not in lieu thereof. The secondary roads need more money, not a shifting of the cost from one form of tax to another.

MILEAGE AND CONDITION OF COUNTY ROAD SYSTEM

The county road system includes a total of 11,180 miles. The condition of this system is as follows:

Paved	2.0 Miles
Graveled	2,059.0 Miles
Graded ready for surfacing.....	827.0
Not graded	8,292.0 Miles
	<hr/>
	11,180.0 Miles

COUNTY ROAD FUNDS

The county road funds now authorized by law are as follows:

County road drainage fund, 1 mill.....	\$637,960
County road fund, 1 mill.....	1,289,550
County road building fund, 2 mills.....	2,315,650
	<hr/>
Total	\$4,243,160

It costs about \$2,566,000 for repairs and maintenance on the county road system, leaving only \$1,677,000 per year available for construction work. The addition of one-half of a three-cent gasoline tax to the present county road funds available for construction would increase the fund to \$5,052,000, an amount three times the present amount, and permission to use surplus bridge funds for road construction would still further augment the road construction funds, particularly in those counties where the bridge and culvert work may now be well in hand.

The county bridge fund, amounting to \$5,465,000 per year, is available for bridge and culvert work on both the county and township road system.

MILEAGE OF SECONDARY ROAD IMPROVEMENTS

This county road construction fund (\$5,052,000) per year, is sufficient to build 1,000 miles per year to finished grade or to grade and gravel 630 miles per year (at \$5,000 per mile for grading, exclusive of bridges and culverts and \$3,000 per mile for gravel, both of which amounts are in excess of the present actual cost for such work). These mileages would be correspondingly increased by any surplus bridge funds used for road work.

TIME OF COMPLETION OF COUNTY ROADS

This rate of progress would be sufficient to complete the grading of the

county road system in a period of eight years, or it would complete the grading and graveling of said system in a period of thirteen years.

These periods of time are given merely to indicate a rate of probable progress. The fact is that in some counties the work would cost less and hence go faster than the general average herein stated, while in other counties the work would cost more and go slower.

IMPROVEMENT OF TOWNSHIP ROADS

Important township roads which connect with or form laterals or feeders to the primary roads should be eligible for improvement with funds provided hereunder, and when so improved they should be maintained by the county the same as any other county road.

CONTROL AND USE OF GASOLINE TAX FUNDS

The gasoline tax funds set aside for secondary roads should be apportioned among the counties on some equitable basis. They should be available only for road construction work. They should not be used for maintenance.

Projects involving the use of said funds should be initiated, contracts let, and the work in general administered by the board of supervisors. In order that said funds may be conserved and a maximum benefit derived therefrom, the projects, plans, specifications, and contracts, should be subject to review and approval of the State Highway Commission. The detailed surveys, plans, and supervision of construction should be under the county engineer.

SUMMARY

The road situation and these recommendations may be briefly summarized as follows:

I. *The Condition.*

(a) The primary road system is about one-third completed. The primary road fund is depleted and a large indebtedness is outstanding. Additional funds must be provided or the work of improving this system will drop to about one-third its former rate.

(b) The secondary road work cannot make progress without additional funds. Many counties have made practically no progress in improving these roads, although this system of roads has been established twelve years.

(c) Our motor taxes are far below the average of other states.

II. *The Remedy.*

It is recommended:

(a) That the road user provide the additional funds for the roads he demands.

(b) That a tax of three cents per gallon be levied on gasoline used

by motor vehicles, the proceeds thereof to be devoted equally to the primary and secondary roads.

(c) That the authorization whereby any county may vote primary road bonds if it so desires, be continued, and said county bond law be rewritten, simplified and made workable.

(d) That the interest and principal of said primary road bonds heretofore or hereafter issued be paid from primary road funds.

(e) That special assessments for paving be repealed and assessments heretofore levied be refunded.

(f) That the control of primary roads be vested in the state and the federal aid law complied with.

(g) That county allotments of primary road funds be discontinued.

(h) That the gasoline tax funds used on the secondary roads be under the direct control of the boards of supervisors, subject to review by the State Highway Commission.

(i) That said funds be additional funds and not replacement funds.

(j) That important township roads be subject to participate in said funds.

(k) That surplus county bridge funds be made available for secondary road work.

III. *The Result.*

(a) \$13,375,000 a year available for primary roads.

(b) \$13,083,000 a year (exclusive of township road funds) available for secondary roads.

(c) An average yearly primary construction progress of 200 miles of grading, 127 miles of gravel, and 222 miles of paving.

(d) An average yearly secondary road construction progress of 1000 miles of grading or 630 miles of grading and graveling.

(e) The primary road system completed in fourteen years or less, depending on amount of bonds voted by the counties.

(f) County road system completed in about thirteen years, depending on miles of township roads improved.

(g) No large state bond issue and heavy interest charge to absorb our road funds for the next fifteen years.

(h) Motor vehicle taxes just about the average of other states.

(i) No increase in property taxes.

Respectfully submitted,

JOHN HAMMILL.

February 14, 1925.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 87, a bill for an act relating to the closing of schools for lack of attendance.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 32, a bill for an act making an appropriation to defray the expense of the inaugural ceremonies.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 69, a bill for an act defining peyote or the mescale button as a narcotic.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 144, a bill for an act authorizing the auditor of state to transfer funds out of the semi-annual apportionment of the interest of the permanent school fund to Page county, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate File No. 35 and House Files Nos. 6, 22 and 27.

THIRD READING OF BILLS

On motion of Senator Gilchrist, Senate File No. 81, a bill for an act to amend section 11245 of the Code of 1924, relating to bonds for costs, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Benson	Dean	Kern	Schmedika
Bowman	Dotts	Langfitt	Shinn
Breakenridge	Fackler	McLeland	Skromme
Brookins	Fulton	Reed	Slemmons
Browne	Gilchrist	Rees	Snook
Cavanaugh	Goodwin	Rigby	Stanley
Clark	Gunderson	Roberts	Stoddard
Clearman	Hartman	Romkey	

Nays, 1.

Nelson

Absent or not voting, 18.

Baird	Cessna	Johnston	Ramsey
Bergman	Darting	Kimberly	Shaff
Brookhart	Ellis	Mills	Shane
Buser	Haskell	Perkins	White
Campbell	Horchem		

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

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Romkey, Senate File No. 52, a bill for an act to amend the law as it appears in section eleven thousand four hundred seventy-two (11472) Code of 1924, relative to the challenge of jurors for cause, was taken up and considered, the report of the committee having been previously adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by inserting after the word "parties" in line 6 the following: "which are triable to juries selected by an appointive commission under section ten thousand eight hundred forty-nine (10849), Code, 1924,".

The amendment was adopted.

On motion of Senator Romkey further action was deferred.

On motion of Senator Stoddard, Senate File No. 83, a bill for an act to amend section seven thousand two hundred five (7205), Code, 1924, relating to lien upon certain personal property, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Benson	Dean	Kern	Romkey
Bowman	Dotts	Langfitt	Schmedika
Breakenridge	Fackler	McLeland	Shinn
Brookhart	Fulton	Nelson	Skromme
Brookins	Gilchrist	Perkins	Snook
Buser	Goodwin	Reed	Stanley
Cavanaugh	Gunderson	Rees	Stoddard
Clark	Hartman	Rigby	White
Clearman	Horchem	Roberts	

Nays, none.

Absent or not voting, 15.

Baird	Cessna	Johnston	Shaff
Bergman	Darting	Kimberly	Shane
Browne	Ellis	Mills	Slemmons
Campbell	Haskell	Ramsey	

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

On motion of Senator Gilchrist, Senate File No. 22, a bill for an act to amend section 1766, Code, 1924, respecting fur-bearing animals and trapping regulations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by striking out all after the enacting clause and substituting the following:

"Section 1. That section seventeen hundred sixty-six (1766), Code, 1924, is amended by changing the semi-colon (;) after the word "property" in line 11 to a period (.) and striking out all of the section following the said semi-colon".

The amendment was adopted.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by adding the following:

"Sec. 2. This act being deemed of immediate importance shall take effect and be in full force from and after its publication in the Des Moines Register, a newspaper published in the city of Des Moines, Iowa, and the Washington Evening Journal, a newspaper published at Washington, Iowa."

The amendment was adopted.

On motion of Senator Stoddard further action was deferred.

BILLS SENT TO THE GOVERNOR

Senator Stanley from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 14th day of February, 1925, sent to the governor for his approval, Senate File No. 35.

F. C. STANLEY, *Chairman.*

The report was adopted.

HOUSE MESSAGES CONSIDERED

House File No. 87, a bill for an act to amend section four thousand two hundred thirty-one (4231) of the Code, 1924, relating to the closing of schools for lack of attendance.

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

House File No. 69, a bill for an act to amend section thirty-one hundred fifty-one (3151) of the Code, 1924, and defining peyote or the mescale button as a narcotic and making the penalties and laws pertaining to narcotics apply to the sale, distribution, possession or use of peyote or the mescale button.

Read first and second time and referred to committee on public health.

House File No. 144, a bill for an act to authorize the auditor of state to transfer funds out of the semi-annual apportionment of the interest of the permanent school fund to Page county, Iowa.

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

S. F. 99 MADE SPECIAL ORDER

On motion of Senator Romkey, Senate File No. 99, relating to bootlegging and maintaining nuisances, was made a special order for 10:30 a. m., Wednesday, February 18th.

The journal of February 13th was corrected and approved.

On motion of Senator Dean the Senate adjourned until 10 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 16, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rabbi Eugene Manheimer of Des Moines.

On motion of Senator Shinn, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Shane until Thursday on request of Senator Brookins; Senator Kern for the day on request of Senator Skromme; Senator Campbell for the day on request of Senator White; Senator Haskell for the day on request of Senator White; Senator Ramsey for the day on request of Senator Fackler.

Senator Brookins moved that the Secretary of the Senate be instructed to send a telegram to Senator Shane, expressing the sympathy of the Senate at the death of his mother, which motion prevailed.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Hartman, from town of Maynard, favoring the gasoline tax, and a distribution of the same. Highways, and ways and means.

By Senator Nelson, from citizens of Anita, protesting a state income tax law. Ways and means.

By Senator Stoddard, from the Sioux City Trades and Labor Assembly, relative to a distribution of the gasoline tax. Ways and means.

By Senator Stoddard, from the Sioux City Trades and Labor Assembly, favoring House File No. 8, Senate File No. 61, and House File No. 10. Labor, and elections.

By Senator Brookins, from town of Fredericksburg, relative to a distribution of the gasoline tax. Ways and means.

A resolution from the Iowa Fair Managers Association was received by the secretary of the Senate, relative to expenses of the Franklin County Boys' Judging Team for their trip to Europe, which was referred to committee on agriculture.

COMMUNICATION FROM SESQUI CENTENNIAL EXHIBITION

A communication was received from W. Freeland Kendrick, president of Sesqui Centennial, inviting and urging the state of Iowa to participate in the exhibition.

The communication was ordered passed on file.

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing, that on February 14, 1925, he had approved Senate File No. 35, relating to drainage of Rice Lake.

INTRODUCTION OF BILLS

Senate File No. 139, by Senator Mills, a bill for an act to amend the provisions of chapter seventy-seven (77) and section one thousand five hundred fifty-one (1551) of the Code 1924 and to make further provision for the regulation of employment offices or bureaus.

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

Senate File No. 140, by Senator Shaff, a bill for an act to amend section forty-seven hundred eighty-nine (4789), Code 1924, relating to the poll tax.

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

Senate File No. 141, by Senator Horchem, a bill for an act to amend the law as it appears in section forty-three hundred forty-nine (4349), of the Code, 1924, relating to the education of deaf children.

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

REPORTS OF COMMITTEES

Senator Romkey submitted the following report:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred Senate File No. 131, a bill for an act making the destruction of or the attempt to destroy any liquid in the presence of peace officers or while property is being searched prima facie evidence that said liquid is intoxicating, begs leave to report it has had the same under consideration and recommends the same do pass.

E. W. ROMKEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred Senate File No. 70, a bill for an act to amend the law as it appears in section 2169 of the Code, 1924, relating to the record kept of permits issued to manufacturers of intoxicating liquors and providing for reports of liquor shipments received to be filed by manufacturers, begs leave to report it has had the same under consideration and recommends the same do pass.

E. W. ROMKEY, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred House File No. 144, a bill for an act to authorize the Auditor of State to transfer funds out of the semi-annual apportionment of the interest of the permanent school fund to Page County, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report. and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate File No. 32.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 4, a bill for an act relating to exemptions from inheritance tax.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 4

Amend Senate File No. 4 by inserting the words "in any manner" in section one (1), paragraph two (2), line one (1), after the word "passes".

Amend section one (1) paragraph two (2), by striking the period at the end of the paragraph and adding "or to trustees for such uses within this state."

Amend section one (1), paragraph three (3), by inserting the words "or for fraternal charitable institutions not maintained or operated for pecuniary profit" after the word "charity" in line two (2).

Amend by striking section four (4).

HOUSE CONCURRENT RESOLUTION NO. 9 CONSIDERED

Senator Brookhart called up the following resolution for consideration:

Resolved by the House, the Senate concurring, That when adjournment is had on Wednesday, February 25, it be to reconvene on Wednesday, March 4, at 1:30 p. m.

Senator Stoddard moved to amend by striking out the words and figures "Wednesday, February 25" and inserting in lieu thereof the words and figures "Saturday, February 21"; also amend by striking the words and figure "Wednesday, March 4" and inserting in lieu thereof the words and figure "Tuesday, March 3".

Senator Roberts offered the following substitute amendment and moved its adoption:

Amend by striking the words and figures "Wednesday, February 25" and inserting in lieu thereof the words and figures "Friday, February 27"; also amend by striking the words and figure "Wednesday, March 4" and inserting in lieu thereof the words and figure "Monday, March 9".

Senator Buser offered the following amendment to the substitute amendment and moved its adoption:

Amend by striking out the words and figure "Monday, March 9" and inserting in lieu thereof the words and figure "Thursday, March 5".

Senator Stoddard withdrew his amendment.

Senator Buser's amendment to the substitute was accepted.

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

Ayes, 13.

Breakenridge	Johnston	Roberts	Skromme
Browne	Kimberly	Schmedika	Slemmons
Buser	Nelson	Shinn	White
Gilchrist			

Nays, 26.

Baird	Clark	Horchem	Rigby
Benson	Clearman	McLeland	Romkey
Bergman	Darting	Mills	Shaff
Brookhart	Dotts	Perkins	Snook
Brookins	Fulton	Reed	Stanley
Cavanaugh	Gunderson	Rees	Stoddard
Cessna	Hartman		

Absent or not voting, 11.

Bowman	Ellis	Haskell	Ramsey
Campbell	Fackler	Kern	Shane
Dean	Goodwin	Langfitt	

The amendment was lost.

Senator Brookhart moved that the resolution be adopted.

Senator Buser moved the previous question, which motion prevailed.

The resolution was adopted.

Senator Gilchrist moved that ex-Senator J. H. Trewin be invited to address the Senate.

The motion prevailed and the President appointed Senator Gilchrist to escort Senator Trewin to the desk.

Senator Trewin addressed the Senate briefly.

THIRD READING OF BILLS

On motion of Senator Gilchrist, the Senate resumed consideration of Senate File No. 22, a bill for an act to amend section 1766,

Code, 1924, respecting fur-bearing animals and trapping regulations.

Senator Brookins moved that the vote by which the following amendment was adopted be reconsidered:

Amend by striking out all after the enacting clause and substituting the following:

"Section 1. That section seventeen hundred sixty-six (1766), Code, 1924, is amended by changing the semi-colon (;) after the word "property" in line 11 to a period (.) and striking out all of the section following the said semi-colon".

Senator Romkey raised the point of order that Senator Brookins did not vote on the prevailing side and could not make a motion to reconsider.

The President held the point well taken.

Senator Brookhart moved that the vote by which said amendment was adopted be reconsidered, which motion prevailed.

Senator Slemmons moved the previous question on the amendment, which motion prevailed.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 16.

Benson	Darting	Gilchrist	Schmedika
Brookhart	Dean	Johnston	Shinn
Browne	Dotts	Kimberly	Skromme
Clearman	Fackler	Romkey	Snook

Nays, 24.

Baird	Cessna	McLeland	Rigby
Bergman	Clark	Mills	Roberts
Breakenridge	Fulton	Nelson	Slemmons
Brookins	Hartman	Perkins	Stanley
Buser	Horchem	Reed	Stoddard
Cavanaugh	Langfitt	Rees	White

Absent or not voting, 10.

Bowman	Goodwin	Kern	Shaff
Campbell	Gunderson	Ramsey	Shane
Ellis	Haskell		

The amendment was lost.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Clark	Johnston	Romkey
Benson	Clearman	Kimberly	Schmedika
Bergman	Darting	Langfitt	Shaff
Bowman	Dean	McLeland	Shinn
Breakenridge	Dotts	Mills	Skromme
Brookhart	Farkler	Nelson	Slemmons
Brookins	Fulton	Perkins	Snook
Browne	Gilrhrist	Reed	Stanley
Buser	Gunderson	Rees	Stoddard
Cavanaugh	Hartman	Rigby	White
Cessna	Horchem	Roberts	

Nays, none.

Absent or not voting, 7.

Campbell	Goodwin	Kern	Shane
Ellis	Haskell	Ramsey	

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

On motion of Senator Rees, Senate File No. 120, a bill for an act to amend paragraph six (6) of section seventeen hundred sixty-seven (1767), Code 1924, relating to certain game birds and to authorize the killing and capture of such birds under authorization by the state game warden, and to provide for defraying the necessary expense connected with such authorization, a committee bill, was taken up and considered.

Senator Gunderson offered the following amendment and moved its adoption:

Amend Senate File No. 120 by striking out the period after the word "birds", being the last word in section one (1), and by inserting in lieu thereof the following:
"without limitation as to the number killed or captured."

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 1, line three (3) the word "one" and from line four (4) the word "actually" and by striking from line two (2) the word "shall" and inserting it in line six (6) before the word "authorize".

The amendment was adopted.

Senator Stoddard moved the previous question, which motion prevailed.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clearman	Johnston	Robert's
Benson	Darting	Kimberly	Romkey
Bergman	Dean	Langfitt	Schmedika
Bowman	Dotts	McLeland	Shaff
Breakenridge	Fackler	Mills	Shinn
Brookhart	Fulton	Nelson	Skromme
Brookins	Gilchrist	Perkins	Slemmons
Browne	Gunderson	Reed	Snook
Cessna	Hartman	Rees	Stanley
Clarke	Horchem	Rigby	Stoddard

Nays, none.

Absent or not voting, 10.

Buser	Ellis	Kern	Shane
Campbell	Goodwin	Ramsey	White
Cavanaugh	Haskell		

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

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

The Journal of February 13th was corrected and approved.

On motion of Senator Stoddard, the Senate adjourned until 4:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

REPORTS OF COMMITTEES

Senator Reed submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 18, a bill for an act to modify the enrollment of House File 270, acts of the 40th G. A. Extra Session, as it now appears in the office of Secretary of State, and in ch. 527 Code, 1924, and to amend section 12391, Code, 1924, relating to forfeiture of real estate contract, begs leave to report it has had the same under consideration and recommends the same do pass:

CARL W. REED, *Chairman*.

Ordered passed on file.

Senator Perkins submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File No. 93, a bill for an act to amend sections seventy-one hundred fifteen (7115), seventy-one hundred eighteen (7118), seventy-one hundred nineteen (7119), seventy-one hundred thirty-four (7134) of the Code, 1924, and to repeal sections seventy-one hundred twenty-three (7123) and seventy-one hundred twenty-four (7124) of said Code, and to enact substitutes therefor, relating to taxation, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. B. PERKINS, *Chairman*.

Ordered passed on file.

S. F. 92 AND 20 WITHDRAWN

By unanimous consent Senator Reed withdrew Senate File No. 92 from further consideration.

By unanimous consent Senator Gunderson withdrew Senate File No. 20 from further consideration.

AMENDMENTS FILED

I move to amend Senate File No. 70 by striking therefrom the words "outside the State of Iowa," in line eight of section one. Also, amend section two by striking therefrom the words "the Des Moines Register" in line three and inserting in lieu thereof the words "Burlington Gazette of Burlington, Iowa."

E. W. ROMKEY.

I move to amend Senate File No. 99 by adding as section three the following:

"This act, being deemed of immediate importance, shall be in full force and effect from and after its publication in the Des Moines Capital, a newspaper published in Des Moines, Iowa, and the Burlington Hawkeye, a newspaper published in Burlington, Iowa."

E. W. ROMKEY.

I move to amend Senate File No. 131, section one, by striking the word "use" in line five thereof and substituting in lieu thereof the word "sale".

Also, amend section two by striking therefrom the words following "the Des Moines Register" and by adding the following:

", a newspaper published in Des Moines, Iowa, and the Oskaloosa Herald, a newspaper published in Oskaloosa, Iowa."

E. W. ROMKEY.

On motion of Senator Buser the Senate adjourned until 9:30 a. m. **Tuesday.**

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 17, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

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

On motion of Senator Shinn, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Rigby for the day on request of Senator Buser; Senator Roberts for the day on request of Senator Gilchrist; Senator Campbell for the day on request of Senator White.

INTRODUCTION OF BILLS

Senate File No. 142, by Senator Clearman, a bill for an act to make an appropriation to pay the claim of the city of Iowa City, for repairing and paving certain streets adjacent to the property of the State University, located in Iowa City, Iowa.

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

REPORTS OF COMMITTEES

Senator Romkey submitted the following report:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred Senate File No. 29, a bill for an act making the seizure of intoxicating liquors, instruments and utensils kept and used in the manufacture of intoxicating liquors and materials used or intended for use in the manufacture of intoxicating liquors which may be seized under a search warrant, and all intoxicating liquors which may be seized while being transported or which are consigned and held for transportation or delivery, or which are seized from a bootlegger, and finally ordered forfeited by the court, shall be prima facie evidence of

maintaining a nuisance, of bootlegging or illegal transportation, as the case may be, in any proceeding, criminal or civil, which may be instituted under title six (6), Code of Iowa, 1924, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File No. 29 by striking out all of said bill after the enacting clause and inserting in lieu thereof the following:

"Section 1. That in all actions, prosecutions and proceedings, criminal or civil, under the provisions of title six (6) of the Code of Iowa, 1924, the finding of intoxicating liquors or of instruments or utensils used in the manufacture of intoxicating liquors, or materials which are being used, or are intended to be used in the manufacture of intoxicating liquors, in the possession of or under the control of any person, under and by authority of a search warrant or other process of law, and which shall have been finally adjudicated and declared forfeited by the court, shall be prima facie evidence, in any action, criminal or civil, of maintaining a nuisance or bootlegging, or of illegal transportation of intoxicating liquors, as the case may be, by such person.

Sec. 2. The possessor of liquor may show in defense, that the liquor found in his possession was manufactured, transported and sold to him legally, as the possessor of a permit issued according to the laws of the United States and the State of Iowa, or that the liquor found in his possession was purchased from a pharmacist authorized to fill prescriptions for medical purposes, and that the said liquor was owned and kept by him for medical purposes only.

Sec. 3. This act being deemed of immediate importance shall take effect and be in full force on and after its publication in the Des Moines Register, a newspaper published in Des Moines, Iowa, and the Iowa Labor News, a newspaper published in Burlington, Iowa."

E. W. ROMKEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred Senate File No. 119, a bill for an act to prohibit the granting of reprieves, or commutations of sentences or the remission of fines and forfeitures in criminal cases by certain courts and magistrates, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File No. 119, section one, by placing a comma following the word "commute" in line two and inserting the following: "parole, remit, suspend."

Also following the second word "of" in line three, striking the balance of the section and inserting in lieu thereof "Title Six (6) of the Code, 1924." Also, amend section two by striking all after the word "Register" in line three thereof and inserting in lieu thereof the words "a

newspaper published in Des Moines, Iowa, and the Centerville Iowegan, a newspaper published in Centerville, Iowa."

E. W. ROMKEY, *Chairman*.

Ordered passed on file.

Senator Geo. F. Slemmons submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs to which was referred Senate File No. 109, a bill for an act to amend section seven thousand one hundred twenty-two (7122), Code, 1924, relating to time of returning assessment rolls to local board, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. F. SLEMMONS, *Chairman*.

Ordered passed on file.

Senator Kimberly submitted the following report:

MR. PRESIDENT: Your committee on board of control to which was referred House File No. 16, a bill for an act to amend section thirty-three hundred sixty-seven (3367), Code, 1924, relative to the eligibility of inmates of the Iowa soldiers' home, begs leave to report is has had the same under consideration and recommends the same do pass.

D. W. KIMBERLY, *Chairman*.

Ordered passed on file.

Senator Romkey asked unanimous consent to have Senate Files No. 70, 131, 119 and 129 follow Senate File No. 99, a special order for Wednesday. Consent was granted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 85, a bill for an act relating to the discharge or release of delinquent children from state institutions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 92, a bill for an act relating to marriage license.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 29, a bill for an act relating to bonds of secretaries and treasurers of school corporations, and providing for the payment of the cost of such bonds by school corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 107, a bill for an act relating to marriages between certain persons.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 9, a bill for an act relating to the election of boards of directors of independent school districts.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO S. F. 85

Amend by striking section two (2), the publication clause.

THIRD READING OF BILLS

On motion of Senator Romkey Senate File No. 52, a bill for an act to amend the law as it appears in section eleven thousand four hundred seventy-two (11472), Code of 1924, relative to the challenge of jurors for cause, was taken up and considered, the report of the committee having been previously adopted.

Senator Buser moved the previous question.

Senator Gilchrist raised the point of order that Senator Buser could not move the previous question, as he had spoken on the question under consideration.

The President held the point not well taken, as no rule prohibiting such action was in force, but had been only a temporary rule of the special session.

Senator Nelson moved the previous question.

Senator Buser raised the point of order that Senator Baird's remarks were out of order, as the previous question had been moved.

The President held the point well taken.

The motion for the previous question was lost.

Senator Romkey moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 12.

Breakenridge
Browne
Buser

Cavanaugh
Cessna
Fackler

Goodwin
Kern
Nelson

Romkey
Snook
Stoddard

Nays, 31.

Baird	Dean	Horchem	Reed
Benson	Dotts	Johnston	Schmedika
Bergman	Ellis	Kimberly	Shinn
Brookhart	Fulton	Langfitt	Skromme
Brookins	Gilchrist	McLeland	Slemmons
Clark	Gunderson	Mills	Stanley
Clearman	Hartman	Perkins	White
Darting	Haskell	Ramsey	

Absent or not voting, 7.

Bowman	Rees	Roberts	Shane
Campbell	Rigby	Shaff	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Baird Senate File No. 104, a bill for an act to amend paragraphs three (3) and four (4) of section five thousand two hundred twenty-nine (5229), Code of 1924, relating to salary of assistant county attorney, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Baird moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Dean	Haskell	Ramsey
Benson	Ellis	Horchem	Reed
Bergman	Fackler	Johnston	Shaff
Breakenridge	Fulton	Kern	Skromme
Brookhart	Gilchrist	Kimberly	Slemmons
Cavanaugh	Goodwin	Langfitt	Stanley
Clark	Gunderson	Mills	Stoddard
Clearman	Hartman	Perkins	White
Darting			

Nays, 8.

Brookins	Buser	McLeland	Schmedika
Browne	Dotts	Nelson	Snook

Absent or not voting, 9.

Bowman	Rees	Roberts	Shane
Campbell	Rigby	Romkey	Shinn
Cessna			

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

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Fackler, Senate File No. 78, a bill for an act to amend chapter two hundred seventy-two (272) of the Code, 1924, relating to county aid for the blind, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking the word "he" from line six (6) and inserting in lieu thereof the words "his estate".

Amend by striking the word "or" from line twelve (12) and inserting in lieu thereof the words "and an".

Amend by striking the period from line fourteen (14), also the quotation mark and adding the following: "and the statute of limitations shall not be computed until after the death of person receiving aid as above provided."

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking the word "in" from line 11 and inserting in lieu thereof the word "against".

The amendment was adopted.

Senator Baird offered the following amendment and moved its adoption:

Amend by inserting in line 6 after the word "estate" the following: "after deducting the exemptions now allowed by law".

The amendment was adopted.

The bill was read for information.

Senator Fackler moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird
Benson
Bergman

Bowman
Breakenridge
Brookhart

Brookins
Buser
Cavanaugh

Cessna
Clark
Clearman

Dean
Dotts
Ellis
Fackler
Fulton
Gilchrist
Goodwin
Gunderson

Hartman
Haskell
Horchem
Johnston
Kern
Kimberly
Langfitt

McLeland
Mills
Nelson
Perkins
Rees
Romkey
Schmedika

Shinn
Skromme
Slemmons
Snook
Stanley
Stoddard
White

Nays, 1.

Ramsey

Absent or not voting, 8.

Browne
Campbell

Darting
Reed

Rigby
Roberts

Shaff
Shane

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

On motion of Senator Cessna Senate File No. 7, a bill for an act to amend section nine thousand seven hundred nineteen (9719) of chapter four hundred twenty-six (426) of the 1924 Code, relating to bonded warehouses for agricultural products, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out all after the enacting clause and substituting the following:

"Section 1. That section nine thousand seven hundred nineteen (9719) of the Code, 1924, be and the same is hereby amended by striking out lines nine (9) to twelve (12) inclusive of said section and inserting in lieu thereof the following:

"The term 'agricultural product' as used in this chapter shall mean cotton, wool, grain, tobacco, flax seed, sugar and all canned goods made from agricultural products."

The bill was read for information.

Senator Cessna moved that the reading just had be considered the third reading, which motion prevailed.

By unanimous consent on request of Senator Cessna the vote by which the bill passed to its third reading was reconsidered.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from line 3 of section 1 the words "of said section".

The amendment was adopted.

Senator Cessna offered the following amendment and moved its adoption:

Amend by adding the following:

"Sec. 2. This act being deemed of immediate importance, shall be in full force and effect from and after its publication in the Des Moines Register, a newspaper published in the city of Des Moines, Iowa, and the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa."

The amendment was adopted.

Senator Cessna moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Clearman	Horchem	Rees
Benson	Darting	Johnston	Romkey
Bergman	Dean	Kern	Schmedika
Bowman	Dotts	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shinn
Brookhart	Fackler	McLeland	Skromme
Brookins	Fulton	Mills	Slemmons
Browne	Gilchrist	Nelson	Snook
Buser	Goodwin	Perkins	Stanley
Cavanaugh	Gunderson	Ramsey	Stoddard
Cessna	Hartman	Reed	White
Clark	Haskell		

Nays, none.

Absent or not voting, 4

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

On motion of Senator Baird House File No. 47, a bill for an act to amend section nine thousand two hundred thirty-nine (9239) of the Code, 1924, relating to the liquidation and distribution of the assets of banks in the hands of the Superintendent of Banking for liquidation and distribution, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Dean	Horchem	Romkey
Benson	Dotts	Johnston	Shaff
Bergman	Ellis	Kern	Shinn
Breakenridge	Fackler	Kimberly	Skromme
Brookhart	Fulton	Langfitt	Slemmons
Cavanaugh	Gilchrist	McLeland	Snook
Cessna	Goodwin	Mills	Stanley
Clark	Gunderson	Perkins	Stoddard
Clearman	Hartman	Ramsey	White
Darting	Haskell	Reed	

Nays, none.

Absent or not voting, 11.

Bowman	Buser	Rees	Schmedika
Brookins	Campbell	Rigby	Shane
Browne	Nelson	Roberts	

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

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird Senate File No. 108, a bill for an act to amend the law as it appears in section six thousand three hundred ten (6310) of the 1924 Code, relating to the tax authorized to be levied for a pension fund for police and fire departments in cities and towns, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out all after the enacting clause and inserting the following:

"Section 1. That section six thousand three hundred ten (6310) of the Code, 1924, is hereby amended by striking out all after the semi-colon (;) in line seven (7) down to and including line sixteen (16) and inserting the following: "cities having a population in excess of thirty-five thousand, including cities under special charter, may levy an additional tax not to exceed one-half mill for each such department for such purpose."

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Darting	Haskell	Romkey
Benson	Dean	Horchem	Schmedika
Bergman	Dotts	Johnston	Shaff
Breakenridge	Ellis	Kimberly	Shinn
Brookhart	Fackler	Langfitt	Skromme
Brookins	Fulton	McLeland	Slemmons
Browne	Gilchrist	Mills	Snook
Buser	Goodwin	Perkins	Stanley
Cavanaugh	Gunderson	Ramsey	Stoddard
Cessna	Hartman	Reed	White
Clark			

Nays, none.

Absent or not voting, 9.

Bowman	Kern	Rees	Roberts
Campbell	Nelson	Rigby	Shane
Clearman			

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

By unanimous consent on request of Senator Gilchrist House File No. 144, a bill for an act to authorize the auditor of state to transfer funds out of the semi-annual apportionment of the interest of the permanent school fund to Page county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Buser	Ellis	Haskell
Benson	Cavanaugh	Fackler	Horchem
Bergman	Cessna	Fulton	Johnston
Breakenridge	Clark	Gilchrist	Kern
Brookhart	Clearman	Goodwin	Kimberly
Brookins	Darting	Gunderson	Langfitt
Browne	Dotts	Hartman	McLeland

Mills
Nelson
Perkins
Ramsey

Reed
Rees
Romkey
Schmedika

Shaff
Shinn
Skromme
Slemmons

Snook
Stanley
Stoddard
White

Nays, none.

Absent or not voting, 6.

Bowman
Campbell

Dean
Rigby

Roberts

Shane

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

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE MESSAGES CONSIDERED

House File No. 29, a bill for an act to amend section four thousand three hundred five (4305) of the Code, 1924, relating to bonds of secretaries and treasurers of school corporations, and providing for the payment of the cost of such bonds by school corporations.

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

House File No. 107, a bill for an act to amend section ten thousand four hundred forty-five (10445) of the Code, 1924, relating to marriages between certain persons.

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

House File No. 9, a bill for an act to amend sections forty-one hundred thirty-six (4136), forty-one hundred forty-four (4144) and forty-one hundred forty-eight (4148) of the Code, 1924, relating to the election of boards of directors of independent school districts.

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

House File No. 92, a bill for an act to amend section ten thou-

sand four hundred twenty-nine (10429) of the Code, 1924, relating to marriage license.

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

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate File No. 32.

BILLS SENT TO THE GOVERNOR

Senator Stanley from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 17th day of February, 1925, sent to the governor for his approval, Senate File No. 32.

F. C. STANLEY, *Chairman.*

The report was adopted.

The journal of February 16th was corrected and approved.

On motion of Senator Cessna the Senate adjourned until 1:20 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

COMMITTEE FROM THE HOUSE

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

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

JOINT SESSION

As per concurrent resolution duly adopted, the joint session was called to order, Hon. Clem F. Kimball, President of the Senate, presiding.

President Kimball announced a quorum present and the joint session duly organized.

Senator Stoddard moved that a committee of two be appointed to notify Mr. George Sherwood Eddy that the joint convention was ready to receive him.

Motion prevailed, and the President appointed as such committee, Senator Stoddard of Woodbury and Representative Patterson of Kossuth.

Mr. Eddy and party were escorted to the Speaker's station.

Lieutenant Governor Kimball introduced Mr. Carl C. Proper, who presented Mr. George Sherwood Eddy to the joint convention.

On motion of Senator Brookhart of Washington the remarks of Mr. Eddy were ordered printed in the journal.

Grimwood of Jones moved that the joint convention be now dissolved.

Motion prevailed.

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

REPORT OF COMMITTEE

Senator Brookins submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred Senate File No. 53, a bill for an act to amend section 10345 of the Code of 1924, relating to liens upon stock and motor vehicles, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

A. T. BROOKINS, *Chairman.*

Ordered passed on file.

On motion of Senator Buser the Senate adjourned until 9:30 a. m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 18, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Warren E. Stiles, pastor of the Methodist Episcopal church of Ware, Iowa.

On motion of Senator Brookins, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Stanley for the day on request of Senator White; Senator Campbell for the day on request of Senator Haskell.

INTRODUCTION OF BILLS

Senate File No. 143, by Senator Brookhart, a bill for an act to amend section sixty-nine hundred forty-four (6944) of the Code, 1924, relating to exemptions or set offs to mortgagors on real estate from taxation.

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

Senate File No. 144, by committee on child welfare, a bill for an act to amend chapter four hundred sixty-nine (469), Code of 1924, relating to marriage.

Read first and second times and placed on the calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Kern from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully

reports that it has examined and finds correctly enrolled: House Files Nos. 144 and 47.

C. B. KERN,
Acting Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee

Report adopted.

REPORTS OF COMMITTEE

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 97, a bill for an act to amend the law as it appears in chapter four hundred eighty-seven (487) of the Code, 1924, relating to limitations of actions, begs leave to report it has had the same under consideration and recommends the same be amended as follows, and when so amended the bill do pass:

Amend the title by striking out all after the word "amend", and inserting in lieu thereof the following: "section eleven thousand seven (11007) of the Code, 1924, relating to the limitations of actions."

Also amend by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section eleven thousand seven (11007) of the Code, 1924, is hereby amended by adding thereto as paragraph nine (9) the following:

"9. The time during which any proceeding is pending before the Iowa Industrial Commissioner, the District Court or Supreme Court for the recovery of Workmen's Compensation on account of a personal injury sustained shall not be included in computing the time within which an action may be brought for the recovery of damages resulting from such injury."

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 8, a bill for an act amending section twelve thousand five hundred eighty-one (12581) of the Code, 1924, relating to guardianships, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 71, a bill for an act to amend section twenty-

seven hundred seventy-three (2773), Code, 1924, relating to the practice of veterinary medicine and surgery, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File No. 76, a bill for an act relating to licenses for public scales.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 84, a bill for an act relating to county high schools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 10, a bill for an act to provide adequate washing facilities for employees in and about coal mines.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 57, a bill for an act requiring abstractors to furnish bond for the benefit of the persons for whom they perform services, making them liable for damages resulting from their acts, and providing penalties for violation of the law.

A. C. GUSTAFSON, *Chief Clerk.*

BILL APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that, on February 17, 1925, he had approved Senate File No. 32, relating to expense of the inaugural ceremonies.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House Files Nos. 144 and 47.

THIRD READING OF BILLS

SENATE JOINT RESOLUTION NO. 1

Joint Resolution proposing an amendment to section thirty-four (34) of article three (3) of the constitution of the state of Iowa, as said section now appears on page fifty-three (53) Code, 1924, relating to the apportionment of the state into senatorial districts.

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

Section 1. Number of Senators. That the following amendment to section thirty-four (34) of article three (3) of the constitution of the state of Iowa, as said section now appears on page fifty-three (53), Code, 1924, be and the same is hereby proposed:

That the period (.) at the end of said section thirty-four (34) of article three (3) of the constitution of the state of Iowa be stricken and the following inserted:

“, but no county shall be entitled to more than one (1) senator.”

Sec. 2. Be it further resolved that the foregoing proposed amendment be and the same is hereby referred to the legislature to be chosen at the next general election for members of the next general assembly, and that the secretary of state cause the same to be published for three (3) months previous to the date of said election as provided by law.

On motion of Senator Gilchrist Senate Joint Resolution No. 1, proposing an amendment to section thirty-four (34) of article three (3) of the constitution of the State of Iowa, as said section now appears on page fifty-three (53) Code, 1924, relating to the apportionment of the state into senatorial districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The time having arrived for the consideration of Special Order No. 1, Senator Romkey moved that action be deferred on same until after the disposal of Joint Resolution No. 1, which motion prevailed.

Senator Buser was called to the chair at 11 a. m.

Senator Romkey moved the previous question, which motion prevailed.

Senator Brookhart took the chair at 11:17 a. m.

The resolution was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

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

Ayes, 35.

Benson
Bowman
Breakenridge
Brookhart

Brookins
Browne
Buser
Cavanaugh

Clark
Clearman
Dean
Dotts

Fackler
Fulton
Gilchrist
Gunderson

Hartman
Johnston
Kern
Langfitt
McLeland

Mills
Nelson
Perkins
Ramsey
Rees

Rigby
Roberts
Romkey
Schmedika
Shinn

Skromme
Slemmons
Snook
White

Nays, 9.

Baird
Bergman
Cessna

Goodwin
Haskell

Horchem
Kimberly

Shaff
Stoddard

Absent or not voting, 6.

Campbell
Darting

Ellis
Reed

Shane

Stanley

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

Senator Gilchrist moved that the vote by which the Joint Resolution No. 1 passed the Senate be reconsidered, which motion was lost.

HOUSE MESSAGES CONSIDERED

House File No. 57, a bill for an act requiring abstractors to furnish bond for the benefit of the persons for whom they perform services, making them liable for damages resulting from their acts, and providing penalties for violation of the law.

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

House File No. 10, a bill for an act to amend the law as it appears in chapter sixty-eight (68) of the Code, 1924, by providing for adequate washing facilities for employees in and about coal mines.

Read first and second time and referred to committee on mines and mining.

Senator Shaff moved that the Senate adjourn until 4 p. m. today.

Senator Buser moved to amend by making the hour 1:30 p. m.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 1:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, Senator Buser presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Kern from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files Nos. 76 and 84.

C. B. KERN,

Acting Chairman Senate Committee.

HOWARD A. MATHEWS,

Chairman House Committee.

Report adopted.

CALL OF THE SENATE FILED

MR. PRESIDENT: We the undersigned members of the Senate request a call of the Senate be issued for the consideration of Senate Files Nos. 99, 70, 131, 119 and 29.

E. W. ROMKEY.

W. J. GOODWIN.

GEO. CLEARMAN.

I. N. SNOOK.

A. H. BERGMAN.

A. G. DOTTS.

A. J. SHINN.

J. L. BROOKHART.

LARS J. SKROMME.

M. L. BOWMAN.

W. SCHMEDIKA.

C. J. FULTON.

D. W. KIMBERLY.

J. A. NELSON.

S. E. FACKLER.

The roll call revealed the presence of the following senators:

Baird	Clearman	Johnston	Rigby
Benson	Darting	Kern	Roberts
Bergman	Dean	Kimberly	Romkey
Bowman	Dotts	Langfitt	Schmedika
Breakenridge	Ellis	McLeland	Shaff
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Browne	Gilchrist	Perkins	Slemmons
Buser	Goodwin	Ramsey	Snook
Cavanaugh	Gunderson	Reed	Stoddard
Cessna	Haskell	Rees	White
Clark	Horchem		

Senator Stoddard moved that Senator Shane be excused from the call of the Senate for today and tomorrow.

Senator Haskell moved that Senator Stanley be excused from the call.

Senator Romkey moved as a substitute for both pending motions that all senators who were absent during the morning session be excused from the call.

The substitution was made.

The motion prevailed.

Senator Romkey moved that Senator Hartman be excused temporarily from the call of the Senate, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Romkey, Senate File No. 99, a bill for an act to amend section nineteen hundred twenty-seven of the Code, 1924, relating to bootlegging, and section nineteen hundred thirty of the Code, 1924, relating to penalties for nuisance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Romkey offered the following amendment and moved its adoption:

Amend by adding as section three the following:

"This act, being deemed of immediate importance, shall be in full force and effect from and after its publication in the Des Moines Capital, a newspaper published in Des Moines, Iowa, and the Burlington Hawkeye, a newspaper published in Burlington, Iowa."

The amendment was adopted.

Senator Romkey moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Clearman	Johnston	Rigby
Benson	Darting	Kern	Roberts
Bergman	Dean	Kimberly	Romkey
Bowman	Dotts	Langfitt	Schmedika
Breakenridge	Ellis	McLeland	Shaff
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skronme
Browne	Gilchrist	Perkins	Slemmons
Buser	Goodwin	Ramsey	Snook
Cavanaugh	Gunderson	Reed	Stoddard
Cessna	Haskell	Rees	White
Clark	Horchem		

Nays, none.

Absent or not voting, 4.

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

Senator Romkey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Romkey, Senate File No. 70, a bill for an act to amend the law as it appears in section twenty-one hundred sixty-nine (2169) of the Code, 1924, relating to the record kept of permits issued to manufacturers of intoxicating liquors and providing for reports of liquor shipments received to be filed by manufacturers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Romkey offered the following amendments and moved their adoption:

Amend by striking therefrom the words "outside the State of Iowa," in line eight of section one. Also, amend section two by striking therefrom the words "the Des Moines Register" in line three and inserting in lieu thereof the words "Burlington Gazette of Burlington, Iowa."

The amendments were adopted.

Senator Stoddard moved that the vote by which the amendments were adopted be reconsidered, which motion prevailed.

Senator Stoddard offered the following amendments as a substitute for the amendments offered by Senator Romkey.

Amend by striking from line 8 of section 1 the words "outside the state of Iowa". Also amend by striking out section 2 and inserting in lieu thereof the following:

"Sec. 2. This act being deemed of immediate importance shall take effect and be in full force, from and after its publication in the Burlington Gazette, a newspaper published in the city of Burlington, Iowa, and the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa."

The substitution was made.

Senator Brookhart raised the point of order that the amendments had not been adopted.

Senator Buser (presiding) held the point well taken.

The amendments were adopted.

Senator Hartman appeared in the Senate chamber, completing the call.

Senator Romkey moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

By unanimous consent on request of Senator Brookhart the words "the law as it appears in" were stricken from line 1 of the title, and from line 1 of section 1.

On the question "Shall the bill pass?" the vote was:

Ayes, 47.

Baird	Clearman	Horchem	Rigby
Benson	Darting	Johnston	Roberts
Bergman	Dean	Kern	Romkey
Bowman	Dotts	Kimberly	Schmedika
Breakenridge	Ellis	Langfitt	Shaff
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Perkins	Snook
Cavanaugh	Gunderson	Ramsey	Stoddard
Cessna	Hartman	Reed	White
Clark	Haskell	Rees	

Nays, none.

Absent or not voting, 3.

Campbell Shane Stanley

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

Senator Brookhart offered the following amendment to the title and moved its adoption:

Amend the title by striking the word "of" from line 3 and inserting in lieu thereof the word "using".

The amendment was adopted and the title as amended was agreed to.

On motion of Senator Romkey, Senate File No. 131, a bill for an act making the destruction of or the attempt to destroy any liquid in the presence of peace officers or while property is being searched prima facie evidence that said liquor is intoxicating, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Romkey offered the following amendments and moved their adoption:

Amend section one by striking the word "use" in line five thereof and substituting in lieu thereof the word "sale".

Also, amend section two by striking therefrom the words following "the Des Moines Register" and by adding the following:

" , a newspaper published in Des Moines, Iowa, and the Oskaloosa Herald, a newspaper published in Oskaloosa, Iowa."

Senator Romkey withdrew the amendments.

Senator Romkey offered the following amendment and moved its adoption:

Amend section 1 by striking from line 5 the word "use" and inserting in lieu thereof the word "purposes".

The amendment was adopted.

Senator Romkey offered the following amendment and moved its adoption:

Amend section two by striking therefrom the words following "the Des Moines Register" and by adding the following:

", a newspaper published in Des Moines, Iowa, and the Oskaloosa Herald, a newspaper published in Oskaloosa, Iowa."

The amendment was adopted.

Senator Romkey moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47.

Baird	Clearman	Horchem	Rigby
Benson	Darting	Johnston	Roberts
Bergman	Dean	Kern	Romkey
Bowman	Dotts	Kimberly	Schmedika
Breakenridge	Ellis	Langfitt	Shaff
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Perkins	Snook
Cavanaugh	Gunderson	Ramsey	Stoddard
Cessna	Hartman	Reed	White
Clark	Haskell	Rees	

Nays, none.

Absent or not voting, 3.

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

Senator Romkey moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Romkey, Senate File No. 29, a bill for an act making the seizure of intoxicating liquors, instruments, and utensils kept and used in the manufacture of intoxicating liquors and materials used or intended for use in the manufacture of intoxicating liquors which may be seized under a search warrant, and all intoxicating liquors which may be seized while being transported or which are consigned and held for transportation or delivery, or which are seized from a bootlegger, and finally ordered forfeited by the court, shall be prima facie evidence of maintaining a nuisance, of bootlegging or illegal transportation, as the case may be, in any proceeding, criminal or civil, which may be instituted under title six (6), Code of Iowa, 1924, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out all of said bill after the enacting clause and inserting in lieu thereof the following:

"Section 1. That in all actions, prosecutions and proceedings, criminal or civil, under the provisions of title six (6) of the Code of Iowa, 1924, the finding of intoxicating liquors or of instruments or utensils used in the manufacture of intoxicating liquors, or materials which are being used, or are intended to be used in the manufacture of intoxicating liquors, in the possession of or under the control of any person, under and by authority of a search warrant or other process of law, and which shall have been finally adjudicated and declared forfeited by the court, shall be prima facie evidence, in any action, criminal or civil, of maintaining a nuisance or bootlegging, or of illegal transportation of intoxicating liquors, as the case may be, by such person.

Sec. 2. The possessor of liquor may show in defense, that the liquor found in his possession was manufactured, transported and sold to him legally, as the possessor of a permit issued according to the laws of the United States and the State of Iowa, or that the liquor found in his possession was purchased from a pharmacist authorized to fill prescriptions for medical purposes, and that the said liquor was owned and kept by him for medical purposes only.

Sec. 3. This act being deemed of immediate importance shall take effect and be in full force on and after its publication in the Des Moines Register, a newspaper published in Des Moines, Iowa, and the Iowa Labor News, a newspaper published in Burlington, Iowa."

Senator Brookhart was temporarily excused by unanimous consent from the call of the Senate.

Senator Langfitt moved the previous question.

Senator Langfitt withdrew his motion.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by inserting in line 6 of section 2 after the word "purposes," the following: "or lawfully furnished to him by a physician,".

The amendment was adopted.

Senator Romkey moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Snook invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Darting	Johnston	Rigby
Benson	Dean	Kern	Roberts
Bergman	Dotts	Kimberly	Romkey
Bowman	Ellis	Langfitt	Schmedika
Breakenridge	Fackler	McLeland	Shaff
Brookins	Fulton	Mills	Shinn
Browne	Gilchrist	Nelson	Skromme
Buser	Goodwin	Perkins	Slemmons
Cavanaugh	Gunderson	Ramsey	Snook
Cessna	Hartman	Reed	Stoddard
Clark	Haskell	Rees	White
Clearman	Horchem		

Nays, none.

Absent or not voting, 4.

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

On motion of Senator Romkey, Senate File No. 119, a bill for an act to prohibit the granting of reprieves, or commutations of sentences or the remission of fines and forfeitures in criminal cases by certain courts and magistrates, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend section one, by placing a comma following the word "commute" in line two and inserting the following:
"parole, remit, suspend,".

Also following the second word "of" in line three, striking the balance of the section and inserting in lieu thereof "Title Six (6) of the Code, 1924." Also, amend section two by striking all after the word "Register" in line three thereof and inserting in lieu thereof the words ", a newspaper published in Des Moines, Iowa, and the Centerville Iowegan, a newspaper published in Centerville, Iowa."

Senator Gilchrist took the chair at 3:35 p. m.

Senator Buser resumed the chair at 3:45 p. m.

Senator Romkey offered the following amendment and moved its adoption:

Amend by inserting before the word "Register" in line 4 of section 2 the word "Des Moines".

The amendment was adopted.

Senator Ellis moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Brookhart was ordered to return to the Senate chamber.

On the question "Shall the bill pass?" the vote was:

Ayes, 26.

Benson	Ellis	Mills	Romkey
Bowman	Fackler	Nelson	Shinn
Brookhart	Fulton	Perkins	Skronme
Brookins	Gilchrist	Reed	Slemmons
Browne	Goodwin	Rees	Snook
Clearman	Gunderson	Roberts	Stoddard
Darting	McLeland		

Nays, 21.

Baird	Clark	Horchem	Ramsey
Bergman	Dean	Johnston	Rigby
Breakenridge	Dotts	Kern	Schmedika
Buser	Hartman	Kimberly	Shaff
Cavanaugh	Haskell	Langfitt	White
Cessna			

Absent or not voting, 3.

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

Senator Baird raised the point of order that Senator Brookhart had not been excused and should return to the Senate chamber.

Senator Buser (presiding) held the point well taken.

INTRODUCTION OF BILLS

Senate File No. 145, by Senator Brookins, a bill for an act to amend section eleven thousand seven hundred sixty-three (11763) of the Code of 1924, pertaining to exemption from liability for debt.

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

Senate File No. 146, by Senator Cavanaugh, a bill for an act to amend, revise, and codify sections fifty-six hundred sixty-one (5661), fifty-six hundred seventy-eight (5678), fifty-seven hundred ninety-nine (5799), fifty-eight hundred sixty-six (5866); to amend sections fifty-eight hundred twenty-two (5822), fifty-eight hundred thirty-two (5832), sixty-one hundred fifty-nine (6159), and sixty-one hundred seventy-seven (6177), Code, 1924, relating to reports by municipal officers, boards, and commissions; to define a municipal fiscal year; and to provide for an annual report by the public comfort station commission, and by the board of trustees of waterworks in certain cities; and to amend section twelve (12) of House File number forty-two (42) of the acts of the 41st G. A., relating to reports by the boards of art trustees.

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

REPORTS OF COMMITTEE

Senator Bergman submitted the following report:

MR. PRESIDENT: Your committee on labor to which was referred Senate File No. 30, a bill for an act to amend the law as it appears in section 1479, chapter 72, of the 1924 Code of Iowa, relating to Employers' Liability and Workmens' Compensation, begs leave to report it has had the same under consideration and returns the bill without recommendation.

A. H. BERGMAN, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on labor to which was referred Senate File No. 8, a bill for an act to amend the law as it appears in section 1396, chapter 70 of the 1924 Code, relating to Workmen's Compensation, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

A. H. BERGMAN, *Chairman*.

Ordered passed on file.

MINORITY REPORT ON S. F. NO. 8

Senator Ellis submitted the following minority report on Senate File No. 8:

MR. PRESIDENT: The undersigned members of your committee on labor to which was referred Senate File No. 8 being an act to amend section thirteen hundred ninety-six (1396) relating to workmen's compensation beg leave to report that they have considered the bill and they recommend as a minority report that the bill be passed:

LLOYD ELLIS.

F. C. GILCHRIST.

A. J. SHINN.

W. A. CLARK.

The journal of February 17th was corrected and approved.

On motion of Senator Shaff the Senate adjourned until 9:30 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 19, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. L. A. Dale, pastor of the Methodist Church of Pocahontas, Iowa.

On motion of Senator Brookhart, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Browne for the day on request of Senator Buser; Senator Campbell for the day on request of Senator White; Senator Stanley for the day on request of Senator White.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Horchem, 13 petitions favoring the child labor amendment, from citizens of his district, and three protesting the same matter. Child welfare.

By Senator Johnston, from city of Hampton, relating to distribution of the gasoline tax. Ways and means.

By Senator Rees, from Hamburg Kiwanis International, protesting a state income tax. Ways and means.

By Senator Rees, from city of Shenandoah, relative to a distribution of the gasoline tax. Ways and means.

By Senator Haskell, from citizens of Cedar Rapids, protesting a state income tax. Ways and means.

INTRODUCTION OF BILLS

Senate File No. 147, by Senator Ramsey, a bill for an act to

amend section two hundred thirty-five (235), Code 1924, relating to the distribution of certain public documents.

Read first and second times and referred to committee on departmental affairs.

REPORTS OF COMMITTEES

Senator Slemmons submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs to which was referred Senate File No. 138, a bill for an act to amend section fifty-two hundred thirty-five (5235), Code 1924, relating to the payment of salaries of county officers, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the period at the end of section one and inserting in lieu thereof a comma and adding "as provided in section 1218 of the Code of 1924".

GEO. F. SLEMMONS, *Chairman.*

Ordered passed on file.

Senator Brookins submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred Senate File No. 135, a bill for an act imposing a license fee on gasoline used or sold for use in the state of Iowa, providing for the payment, collection, refund, distribution and expenditure thereof; fixing a standard for gasoline sold for use in the state and providing penalties for violation of the law, also amending sections four thousand nine hundred ninety-nine (4999) and four thousand six hundred thirty-five (4635) of the Code, 1924, and repealing section five thousand one (5001) of the Code, 1924, relating to road funds, begs leave to report it has had the same under consideration and returns the bill without recommendation.

A. T. BROOKINS, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 64, a bill for an act to legalize ordinance number seventy-one (71) of the incorporated town of Primghar, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 114, a bill for an act relating to community center houses and recreation grounds.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File No. 114, a bill for an act to amend section fifty-eight hundred thirty-two (5832) of the Code, 1924, relating to community center houses and recreation grounds.

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

CALL OF THE SENATE FILED

MR. PRESIDENT: We, the undersigned, do hereby make a call of the Senate for the consideration of Senate File No. 135.

M. L. BOWMAN.
J. L. BROOKHART.
E. W. ROMKEY.
I. N. SNOOK.
FRANK SHANE.
D. W. KIMBERLY.
O. E. GUNDERSON.
W. A. CLARK.
LARS J. SKROMME.
GEO. CLEARMAN.
J. M. RAMSEY.
H. A. DARTING.
W. SCHMEDIKA.
H. C. WHITE.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 76 and 84.

BILLS SENT TO THE GOVERNOR

Senator Kern, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports it has on the 19th day of February, 1925, sent to the governor for his approval, Senate Files Nos. 76 and 84.

C. B. KERN, *Acting Chairman.*

The report was adopted.

S. F. 63 MADE SPECIAL ORDER

By unanimous consent on request of Senator Slemmons, Senate File No. 63, was made a special order for next Tuesday, February 24th, at 11 a. m.

S. F. 66 WITHDRAWN

By unanimous consent Senator Snook withdrew Senate File No. 66 from further consideration.

SENATE CONCURRENT RESOLUTION NO. 8

Senator Buser offered the following resolution:

Whereas, The General Assembly of Iowa has in the aggregate created an alarming total of boards, bureaus, departments, commissions and agencies; and

Whereas, The agencies thus created have resulted in partial duplication of state functions thus increasing materially the number of state employees; therefore

Be It Resolved by the Senate, the House Concurring: That the director of the budget be and is hereby authorized and directed to make a complete survey of the boards, bureaus, departments and agencies of state government to determine to what extent duplications exists, both in functions and office organization and report the result of his investigation, also such remedial recommendation as correction of the situation requires to the forty-first General Assembly of Iowa.

The resolution was laid over under the rules.

Senator Rees requested that Senate File No. 71 be ordered from the committee on telegraph and telephones and placed on the calendar.

Senator Rees withdrew his request.

THIRD READING OF BILLS

On motion of Senator Fulton, Senate File No. 102, a bill for an act to amend section eight thousand six hundred sixty-four (8664), Code 1924, relating to life insurance, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking the word "three" as it occurs in line four (4) of section 1 and inserting in lieu thereof the word "five".

Amend section 1 by striking out all from lines six (6) to thirty-six (36) inclusive and inserting in lieu thereof the following:

"provided that companies may, with the consent of the commissioner of insurance, substitute for such securities certificates of sale furnished by the sheriff in connection with the foreclosure of mortgages owned only by said companies; but such certificates shall be accepted for deposit only for the amount of the original securities and shall be withdrawn at the end of the period of redemption or within thirty days if redemption is made or a deed obtained prior to the expiration of the time fixed for redemption by law.

Said companies may substitute for such securities warranty deeds conveying all the property included in the original mortgage to the commissioner of insurance to be held in trust for the policy holders of said company.

Before depositing any such deed with the commissioner of insurance, it shall first be recorded in the county where such property is located. Said deeds shall be accompanied by an abstract showing that the company has good title to the property conveyed and shall be accepted for deposit only for the amount of the original security and only so long as the company annually certifies the taxes are paid and fire insurance maintained. All such deeds shall be withdrawn within three years from the date of such deposit.

The total amount of certificates of sale and deeds deposited as herein provided shall not exceed five (5) per cent of the amount any such company is required by law to deposit with the insurance department.

No such change of a security shall be made if the same has been purchased from any officer, stockholder, agent or employee of the insurer.

Nothing herein contained shall be construed to alter or change the provisions of section eight thousand seven hundred thirty-six (8736) of the Code, 1924."

The bill was read for information.

Senator Fulton moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Clearman	Haskell	Rigby
Benson	Darting	Johnston	Roberts
Bergman	Dean	Kimberly	Schmedika
Bowman	Dotts	Langfitt	Shaff
Breakenridge	Ellis	McLeland	Shane
Brookhart	Fackler	Mills	Skromme
Brookins	Fulton	Nelson	Slemmons
Buser	Gilchrist	Perkins	Snook
Cavanaugh	Goodwin	Ramsey	Stoddard
Cessna	Gunderson	Rees	White
Clark	Hartman		

Nays, none.

Absent or not voting, 8.

Browne
Campbell

Horchem
Kern

Reed
Romkey

Shinn
Stanley

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

Senator Fulton moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird, Senate File No. 107, a bill for an act to repeal section five thousand six hundred sixty-four (5664) of the 1924 Code and to enact a substitute therefor, relating to the compensation to be paid councilmen in cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendments and moved their adoption:

Amend by striking from section 1, line ten (10), the words "when acting" and inserting the word "that"; by striking from line 11 the words "for which service"; by striking from line 26 the words "for services"; and from lines 28 and 29 the words "and the compensation for services as members of the board of review shall" and inserting the word "to".

The amendments were adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Baird
Benson
Bergman
Bowman
Breakenridge
Brookhart
Cavanaugh
Clearman

Dean
Dotts
Ellis
Fulton
Gilchrist
Goodwin
Hartman
Haskell

Horchem
Johnston
Kern
Kimberly
Langfitt
McLeland
Mills
Perkins

Ramsey
Rigby
Shaff
Shane
Skromme
Slemmons
Stoddard
White

Nays, 2.

Schmedika

Snook

Absent or not voting, 16.

Brookins	Cessna	Gunderson	Roberts
Browne	Clark	Nelson	Romkey
Buser	Darting	Reed	Shinn
Campbell	Fackler	Rees	Stanley

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

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Johnston, House File No. 18, a bill for an act to modify the enrollment of House File Number 270, of the acts of the Extra Session of the Fortieth General Assembly as it now appears in the office of the Secretary of State, and in Chapter 527, Code, 1924, and to amend section twelve thousand three hundred ninety-one (12391), Code, 1924, relating to the forfeiture of real estate contracts, with report of committee recommending passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Johnston moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Ellis	Kern	Romkey
Benson	Fackler	Kimberly	Schmedika
Bergman	Fulton	Langfitt	Shaff
Breakenridge	Gilchrist	McLeland	Shane
Brookins	Goodwin	Mills	Skromme
Cavanaugh	Gunderson	Perkins	Slemmons
Clark	Hartman	Ramsey	Snook
Clearman	Haskell	Reed	Stoddard
Dean	Horchem	Rees	White
Dotts	Johnston	Rigby	

Nays, none.

Absent or not voting, 11.

Bowman	Buser	Darting	Shinn
Brookhart	Campbell	Nelson	Stanley
Browne	Cessna	Roberts	

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

Senator Johnston moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark, Senate File No. 93, a bill for an act to amend sections seventy-one hundred fifteen (7115), seventy-one hundred eighteen (7118), seventy-one hundred nineteen (7119), seventy-one hundred thirty-four (7134) of the Code, 1924, and to repeal sections seventy-one hundred twenty-three (7123), and seventy-one hundred twenty-four (7124), of said Code, and to enact substitutes therefor, relating to taxation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Clark offered the following amendment and moved its adoption:

Strike out section seven (7) and insert in lieu thereof the following: "Sec. 7. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Des Moines Capital, a newspaper published in Des Moines, Iowa, and the Knoxville Journal, a newspaper published in Knoxville, Iowa."

Senator Brookhart offered the following amendment as a substitute for the amendment by Senator Clark and moved its adoption:

Amend by striking out all of section 7.

The substitution was made.

The amendment was adopted.

Senator McLeland offered the following amendment and moved its adoption:

Amend by striking out the quotation marks after the word assessment in section 4, line 8, and changing the period after the word assessment to a comma, and adding to the sentence the following:

"and the county auditor shall prepare a complete record of each assessment district from said assessment rolls, alphabetically arranged which shall be and remain a permanent record in his office."

The amendment was lost.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking the word "to" from line 7 of section 4.

The amendment was adopted.

The bill was read for information.

Senator Clark moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Clark	Haskell	Rigby
Benson	Clearman	Horchem	Romkey
Bergman	Darting	Johnston	Shaff
Bowman	Dean	Kern	Shane
Breakenridge	Ellis	Kimberly	Shinn
Brookhart	Fackler	Langfitt	Snook
Brookins	Fulton	Mills	Stoddard
Buser	Goodwin	Nelson	White
Cavanaugh	Hartman	Reed	

Nays, 8.

Cessna	Gilchrist	Ramsey	Schmedika
Dotts	McLeland	Roberts	Slemmons

Absent or not voting, 7.

Browne	Gunderson	Rees	Stanley
Campbell	Perkins	Skromme	

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

Senator Clark moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Baird Senate File No. 109, a bill for an act to amend section seven thousand one hundred twenty-two (7122), Code, 1924, relating to time of returning assessment rolls to local board, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Clearman	Johnston	Roberts
Benson	Dean	Kern	Schmedika
Bergman	Ellis	Kimberly	Shaff
Bowman	Fackler	Langfitt	Shane
Breakenridge	Fulton	Mills	Shinn
Brookhart	Gilchrist	Nelson	Skromme
Brookins	Goodwin	Perkins	Slemmons
Buser	Gunderson	Ramsey	Snook
Cavanaugh	Hartman	Reed	Stoddard
Cessna	Haskell	Rees	White
Clark	Horchem	Rigby	

Nays, 1.

Dotts

Absent or not voting, 6.

Browne	Darting	Romkey	Stanley
Campbell	McLeland		

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

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Kimberly, House File No. 16, a bill for an act to amend section thirty-three hundred sixty-seven (3367), Code, 1924, relative to the eligibility of inmates of the Iowa soldiers' home, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dean moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clark	Johnston	Romkey
Benson	Clearman	Kimberly	Schmedika
Bergman	Dean	Langfitt	Shaff
Bowman	Dotts	McLeland	Shane
Breakenridge	Ellis	Mills	Shinn
Brookhart	Fulton	Nelson	Skromme
Brookins	Goodwin	Perkins	Slemmons
Buser	Gunderson	Reed	Snook
Cavanaugh	Hartman	Rigby	Stoddard
Cessna	Horchem	Roberts	White

Nays, none.

Absent or not voting, 10.

Browne	Fackler	Kern	Rees
Campbell	Gilchrist	Ramsey	Stanley
Darting	Haskell		

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

HOUSE AMENDMENTS CONSIDERED

Senator Fulton called up for consideration Senate File No. 4, amended by the House, and moved that the Senate concur in the first three following amendments:

Amend Senate File No. 4 by inserting the words "in any manner" in section one (1), paragraph two (2), line one (1), after the word "passes".

Amend section one (1), paragraph two (2), by striking the period at the end of the paragraph and adding ", or to trustees for such uses within this state."

Amend section one (1), paragraph three (3), by inserting the words "or for fraternal charitable institutions not maintained or operated for pecuniary profit" after the word "charity" in line two (2).

Amend by striking section four (4).

On the question "Shall the Senate concur?" the vote was:

Ayes, 46.

Baird	Dean	Kern	Roberts
Benson	Dotts	Kimberly	Romkey
Bergman	Ellis	Langfitt	Schmedika
Bowman	Fackler	McLeland	Shaff
Breakenridge	Fulton	Mills	Shane
Brookhart	Gilchrist	Nelson	Shinn
Brookins	Goodwin	Perkins	Skromme
Buser	Gunderson	Ramsey	Slemmons
Cavanaugh	Hartman	Reed	Snook
Cessna	Haskell	Rees	Stoddard
Clark	Horchem	Rigby	White
Clearman	Johnston		

Nays, none.

Absent or not voting, 4.

Browne	Campbell	Darting	Stanley
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The first three House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Fulton moved that the Senate concur in the fourth amendment.

On the question "Shall the Senate concur?" the vote was:

Ayes, none.

Nays, 44.

Baird	Dean	Johnston	Roberts
Benson	Dotts	Kern	Romkey
Bergman	Ellis	Langfitt	Schmedika
Breakenridge	Fackler	McLeland	Shaff
Brookhart	Fulton	Mills	Shane
Brookins	Gilchrist	Nelson	Shinn
Buser	Goodwin	Perkins	Skromme
Cavanaugh	Gunderson	Ramsey	Slemmons
Cessna	Hartman	Reed	Snook
Clark	Haskell	Rees	Stoddard
Clearman	Horchem	Rigby	White

Absent or not voting, 6.

Bowman	Campbell	Kimberly	Stanley
Browne	Darting		

The fourth House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

Senator Cavanaugh called up for consideration Senate File No. 85, amended by the House, and moved that the Senate concur in the following amendment:

Amend by striking section two (2), the publication clause.

On the question "Shall the Senate concur?" the vote was:

Ayes, none.

Nays, 38.

Baird	Clearman	Kimberly	Romkey
Benson	Dean	Langfitt	Schmedika
Bergman	Dotts	McLeland	Shaff
Breakenridge	Fackler	Mills	Shinn
Brookhart	Fulton	Nelson	Skromme
Brookins	Gilchrist	Ramsey	Slemmons
Buser	Goodwin	Reed	Snook
Cavanaugh	Gunderson	Rigby	Stoddard
Cessna	Hartman	Roberts	White
Clark	Horchem		

Absent or not voting, 12.

Bowman	Darting	Johnston	Rees
Browne	Ellis	Kern	Shane
Campbell	Haskell	Perkins	Stanley

The House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

PROPOSED AMENDMENTS TO SENATE FILE NO. 17

Filed by Senator Bowman

Amend Senate File No. 17, a bill for an act providing for a depositors' guarantee fund for the protection of bank depositors, by adding thereto the following:

"Sec. 9. If the depositors' guarantee fund shall from any cause be depleted or reduced to an amount less than one per cent (1%) of the average daily deposits as shown by the last semi-annual assessment statement thereof filed the department shall levy a special assessment against the capital stock of the corporation governed by the provisions of this article to cover such deficiency which special assessment shall be based on the average daily deposits and when required for the purpose of immediate payment to depositors said special assessment may be for any amount not exceeding one-half of one per cent (1%) of the average daily deposits in any one year.

Sec. 10. There is hereby created the Guarantee Fund Commission for the purpose of assisting in conserving and administering the depositors' guarantee fund of the State of Iowa, and providing a more thorough and complete supervision of state banks. The Guarantee Fund Commission shall be selected in the following manner:

Sec. 11. For the purpose of this act, the state is hereby divided into eleven banking groups, as follows: Group Number One: The counties of Cherokee, Ida, Lyon, Monona, O'Brien, Osceola, Plymouth, Sac, Sioux, and Woodbury. Group Number Two: The counties of Buena Vista, Calhoun, Clay, Dickinson, Emmet, Hamilton, Humboldt, Kossuth, Palo Alto, Pocahontas, Webster and Wright. Group Number Three: The counties of Butler, Cerro Gordo, Floyd, Franklin, Hancock, Hardin, Mitchell, Winnebago, and Worth. Group Number Four: The counties of Allamakee, Chickasaw, Clayton, Delaware, Dubuque, Fayette, Howard and Winneshiek. Group Number Five: The counties of Audubon, Carroll, Cass, Crawford, Fremont, Harrison, Mills, Montgomery, Page, Pottawattamie and Shelby. Group Number Six: The counties of Boone, Dallas, Greene, Guthrie, Jasper, Madison, Marion, Marshall, Polk, Poweshiek, Story and Warren. Group Number Seven: The counties of Benton, Blackhawk, Bremer, Buchanan, Grundy, Iowa, Johnson, Linn and Tama. Group Number Eight: The counties of Cedar, Clinton, Jackson, Jones, Muscatine, and Scott. Group Number Nine: The counties of Adair, Adams, Clarke, Decatur, Lucas, Ringgold, Taylor, Union and Wayne. Group Number Ten: The counties of Appanoose, Davis, Keokuk, Mahaska, Monroe, Van Buren and Wapello. Group Number Eleven: The counties of Des Moines, Henry, Jefferson, Lee, Louisa and Washington.

Sec. 12. Within ten days after this Act becomes a law, the governor shall appoint the Guarantee Fund Commission, which shall consist of one executive officer of a state bank from each of the banking groups mentioned in Section 3 of this Act, who has been for not less than five years

preceding the date of his appointment an active executive officer of a state bank in the State of Iowa. Such members shall serve until their successors are selected and have qualified at the time and in the manner hereinafter provided. The superintendent shall be ex officio a member of the Guarantee Fund Commission and chairman thereof.

Sec. 13. The superintendent shall fix a time and place for a meeting of state bankers during the months of April, May or June, in each of the banking groups in the year 1926, and each year thereafter in those groups in which a member's term of office expires. Notice of each of these meetings shall be sent by the Superintendent by mail to each bank within the group in which an election is to be held ten days prior to the date of such election. With such notice, the superintendent shall send a blank form to be used by the directors of the bank, authorizing some person to represent and vote for such bank. At such meeting, there shall be elected by majority vote of all banks voting at such election, three persons eligible for membership on the Guarantee Fund Commission. The superintendent, in person or by a representative, shall have charge of the election. Each bank in the group shall be entitled to one vote, which may be cast by any person authorized by the board of directors of such bank. The record of the proceedings at such election shall be filed by the superintendent in his office, and the Governor shall, within ten days after such election, appoint one of the persons so selected, as the member of the Guarantee Fund Commission from such group. The term of office shall be three years and the first members of the Commission elected from Groups Number One, Three, Seven and Nine shall serve for a term of one year; the members elected from Groups Number Two, Four, Six and Eleven shall serve for a term of two years; and the members from Groups Five, Ten and Eight shall serve for a term of three years. Each newly elected member of the Commission shall take and subscribe the oath required of county officers, which shall be filed in the Department of Banking, and the Superintendent shall require such member to give bond for Twenty-five Thousand Dollars running to the Department of Banking, and to be approved by the superintendent of such department. Such bond shall be conditioned for the faithful performance of the duties of the Commissioner and the Superintendent shall immediately issue a certificate of election to such member, and thereupon he shall assume office as the successor of the former member of that group.

Sec. 14. The governor shall call a meeting of the Guarantee Fund Commission at the State House in Des Moines within ten days after the appointment thereof, at which meeting the Commission shall organize by the selection of a vice-chairman from among its members, and a secretary who may or may not be a member of the Commission. Thereafter the Commission shall hold meetings on dates to be fixed by the Guarantee Fund Commission, and it may hold other meetings upon the call of the chairman, the vice-chairman, or any three members of the Commission. Due notice of special meetings shall be sent to each member of the Commission in time to permit attendance at such meeting. Business may be transacted at any time without notice by a majority vote of the Commission. Provided, such action shall be ratified or revoked at the next meeting of the Commission.

Sec. 15. All vacancies in the Guarantee Fund Commission, caused by death, resignation or cause other than expiration of the term of a member, shall be filled by appointment by the governor. Such appointee shall hold office until the first annual election thereafter, at which time the successor shall be selected in the manner herein provided.

Sec. 16. The Commission shall have power to engage and discharge employees and make all rules and regulations necessary for the conduct of the business of the Commission and the government of its employees. The Guarantee Fund Commission, shall, at all times during business hours, have access to any part of the records in the Department of Banking relating to receiverships. The superintendent shall lay before the Guarantee Fund Commission, at the earliest opportunity, all examiners' reports showing any of the conditions enumerated in Section 20 of this act upon the failure of such bank to comply with the law or to remedy such conditions within sixty days from the date of the report, and such other matters as he may deem proper to lay before the Commission. The Superintendent, shall at all times during business hours, have access to any part of the records of the Guarantee Fund Commission. This section shall not be construed as depriving the Department of Banking of any power or authority over banks, and the Guarantee Fund Commission shall have no jurisdiction over going banks except in an advisory capacity.

Sec. 17. The Department of Banking or any duly appointed examiner, shall have power to make a thorough examination into all the books, papers and affairs of any corporation transacting a banking business under this article, and in so doing to administer oaths and affirmations and to examine on oath or affirmation the officers, agents and clerks of such corporation, touching the matter which they may be authorized and directed to inquire into and examine, and to summon, and by attachment, compel the attendance of any person or persons in this state to testify under oath in relation to the affairs of such corporation. Such bank examination shall be in the presence of at least two of the board of directors of the bank undergoing said examination, and it shall be the duty of the examiner to incorporate in his report the names of the directors in whose presence the examination was made.

Sec. 18. For the purpose of providing such employees as the Guarantee Fund Commission may deem necessary to conserve the assets of banks in charge of said Commission and promote the best interests of such banks and for the purpose of providing funds for the proper functioning of said Commission, unless an appropriation is otherwise provided by law for such purposes, the Guarantee Fund Commission may make an estimate of the amount necessary therefor, not to exceed Fifteen Thousand Dollars in any one year, which amount shall constitute a fund hereby designated the Administrative Fund, certify said amount to the superintendent by resolution and the superintendent shall thereupon levy and collect an assessment on all state banks for the amount due from each, such levy to be based on the average daily deposits as shown by the last semi-annual statement of such banks by drawing a draft on each of such banks which drafts shall be honored and the proceeds thereof remitted to the superintendent who shall transfer the amount so levied and col-

lected to the Secretary of the Commission for the use thereof in such manner as said Commission may direct.

Sec. 19. Each member of the Commission shall receive an amount to be fixed by the Commission at not more than Ten Dollars per working day and his expenses actually incurred in the performance of his duties as a member of the Commission.

Sec. 20. Whenever it shall appear to the Department of Banking, from any examination or report provided for by this article, that the capital of any corporation transacting a banking business under this article is impaired, that such corporation is conducting its business in an unsafe or unauthorized manner, or is endangering the interests of its depositors, or upon the failure of such corporation to make any of the reports or statements required by the provisions of this Act, or if the officers or employees of any such bank shall refuse to submit its books, papers and affairs to the inspection of any examiner, or if any officer thereof shall refuse to be examined upon oath touching the affairs of any such bank, or if from any examination or report provided for by law, the Department of Banking shall have reason to conclude that such bank is in an unsafe or unsound condition to transact the business for which it is organized, or that it is unsafe and inexpedient for it to continue business, or if any such bank shall neglect or refuse to observe any order of the Department of Banking, such department shall forthwith take possession of the property and business of such bank, and retain possession of all money, rights, credits, assets and property of every description belonging to such bank, as against any mesne or final process issued by any court against such bank or corporation whose property has been taken, and may retain such possession for a sufficient time to make an examination of its affairs, and dispose thereof as provided by law. Any attachment lien against such property, acquired within thirty days next preceding the taking of such possession, shall be thereby released and dissolved.

Sec. 21. For each day the Department of Banking, or the Guarantee Fund Commission shall so hold possession, such bank shall pay to the superintendent a fee of Ten Dollars (\$10.00), and for each day a receiver shall so hold possession, such bank shall pay such receiver such compensation for his services as may be fixed by the Department of Banking, subject to the approval of the Guarantee Fund Commission, and in each case, in addition to said amount, the necessary clerk hire and attorneys fees, to be determined in the same manner.

Sec. 22. Whenever the officers, stockholders, or owners of any insolvent bank shall give good and sufficient bond running to the Department of Banking with an incorporated surety company authorized by the laws of this state to transact such business, conditioned upon the full settlement of all the liabilities of such bank by such officers, stockholders or owners within a stated time, and said bond shall have been approved by the Department of Banking, then the Department shall turn over all the assets of such bank to the officers, stockholders or owners of such bank furnishing the said bond, reserving the same rights to require report of the condition and to examine into the affairs of the said bank as existed in said Department of Banking previous to its closing, and if, upon such examination, it be found by said Department of Banking that said stock-

holders or owners are not closing up the affairs of said bank in such manner as to liquidate the liabilities of the bank, and close up the affairs of said bank in a manner satisfactory to the Department of Banking, within a reasonable time, the Department of Banking shall take immediate possession of said bank for the appointment of a receiver as herein provided.

Sec. 23. Any officer, director or employee of a bank who shall attempt to prevent the Department of Banking from taking possession of such bank, shall be guilty of a felony and upon conviction thereof, shall be sentenced to serve not more than one year in jail, or to pay a fine of not more than One Thousand Dollars.

Sec. 24. Whenever any bank of whose property and business the Department of Banking has taken possession, deems itself aggrieved thereby, it may at any time apply to the District Court of the county in which such bank is located to enjoin further proceedings; and after such notice as the court may direct to the superintendent and hearing the allegations and proofs of the parties and determining the facts, such court may upon the merits dismiss such application or enjoin the Department of Banking from further proceedings, and direct it to surrender such business and property to such bank.

Sec. 25. Upon taking possession of the property and business of any bank, the Department of Banking shall forthwith give notice of such fact by letter or telegram to all banks or trust companies holding or in possession of any assets of such bank, so far as known by such Department. No bank so notified or knowing of such possession by the Department of Banking, shall have a lien or charge for any payment, advance or clearance thereafter made, or liability thereafter incurred, against any of the assets of the bank of whose property and business the Department of Banking shall have taken possession, unless the bank be continued as a going concern.

Sec. 26. Upon taking possession of the property and assets of any bank, the Department of Banking shall immediately notify the Secretary of the Guarantee Fund Commission and make an inventory of the assets of such bank, in duplicate,—one to be filed in the office of the Secretary of the Guarantee Fund Commission, and one in the office of the Department of Banking; such inventory to consist of a list of all assets and liabilities of the institution so far as they can be ascertained.

Sec. 27. Upon taking possession of the property and business of any bank, the Department of Banking shall place such bank in charge of the Guarantee Fund Commission to ascertain if such bank may be maintained as a going concern, such commission may thereupon, with the consent and assignment of the owners of a majority of the capital stock of said bank, take charge and control of the property and business of such bank and open it and manage it as a going concern, without regard to its solvency, and through employees perform all duties and acts of the officers and directors of such bank while managing the same, and all salaries and expenses in connection therewith shall be paid by the bank. If any such stockholders shall abscond or conceal themselves for the purpose of evading service of process upon them, or any of them, then they shall be deemed to have consented to the assignment of their stock. The assign-

ment of the stock to the Guarantee Fund Commission shall in no manner relieve or diminish the obligations of the stockholders under the laws of this state or in any manner absolve the owners of such stock or the officers or directors of any liability under the civil or criminal laws of the state. If the stockholders of such bank decline to assign such stock and refuse to place the property and business of such bank in the hands of the Guarantee Fund Commission, and if the Guarantee Fund Commission shall determine that it is impossible to preserve such institution as a going concern, then the Department of Banking shall proceed to liquidate such bank as by law provided.

Sec. 28. The superintendent shall require every receiver, or agent of the Guarantee Fund Commission placed in charge of a bank, to give a bond in a reasonable amount, which bond shall be approved by the superintendent before the assets of such bank are surrendered. The conditions of such bond shall be that such person shall faithfully and impartially discharge his duties and shall well and truly account for all money and property coming into his hands and disburse the same as provided by law, and said bond shall run to the Department of Banking for the benefit of all creditors and stockholders of such bank as their interest in the assets thereof may be provided by law.

Sec. 29. If at any time after the Department of Banking shall have taken possession of the property and business of any bank, the Guarantee Fund Commission or the Department of Banking shall determine that it is impossible to preserve such institution as a going concern, then the Department of Banking shall communicate the facts to the Attorney General, who shall thereupon cause an application to be made to the District Court of the county where such corporation maintained its bank, or to a judge of such court anywhere within his judicial district, for an order directing the Department of Banking to take charge of the business, assets and property of every kind of said corporation, and to wind up its affairs. If the judge of the district court of the county where such application is to be made, be absent therefrom at the time such application is to be made, any judge of the supreme court may act, but all proceedings in relation to such receivership thereafter shall be had before the district court, or a judge thereof, who might have directed such Department in the first instance, and the petition and the order shall be forthwith transmitted to the clerk of such court. The court may proceed to hear such application upon giving notice thereof to the president, and secretary, or cashier, or a majority of the board of directors, or if said officers or directors shall enter the appearance of the bank in the action and consent to a hearing thereon without other notice, Provided, however, notice of such application may be served on all of the stockholders of such bank by posting a notice thereof on the front door of said bank and by publication for one week in a newspaper in the county where such bank is located. Such notice shall state the purpose of the application, and the date on which a hearing will be had thereon. Upon the hearing on said application, if the court shall find from the facts presented, that such corporation is insolvent, or that it has violated any of the provisions of law authorizing the Department of Banking to take possession of the business affairs of such bank, then the court shall enter

a decree stating its findings therein, and directing the Guarantee Fund Commission to proceed to liquidate the affairs of such bank as provided by law through a receiver to be named by such commission. Provided the court may authorize the Guarantee Fund Commission to continue such bank as a going concern under the provisions of Section 19 of this Act without obtaining the consent of the stockholders of such bank.

Sec. 30. Within twenty days after taking possession of any insolvent bank, the receiver shall file in the district court of the county in which the bank is located, a petition setting forth the name and address of each of the creditors of such bank as shown by the books thereof, or known to be creditors by such receiver, and ask for an order limiting the time for filing and fixing the date for hearing on the claims of such creditors. No notice shall be necessary of the hearing on said petition and a judge of said court may hear the same at any time or place within the state at his convenience. Such time for filing claims shall be not more than sixty days nor less than thirty days from the entry of said order, and the date for hearing shall be not more than thirty days thereafter. Within seven days after said order is entered, the receiver shall mail to each known creditor of such bank, a notice of the time, and place of the hearing on claims by the court, and with such notice, shall send a blank form for filing of claims by the creditor. Such claim shall be sworn to by the creditor or a representative thereof, and filed with the receiver or the clerk of the court. Any claim not presented at the place or within the time fixed by such notice, shall be forever barred unless the court shall by order direct payment thereof thereafter, which order may be entered upon a showing within six months from time fixed by such notice, that the creditor did not have knowledge of the closing of said bank within the time to permit filing of the claim before the date fixed by the court for hearing on claims. Such receiver shall also post notice for filing claims, on the door of such bank and within three weeks from the date of the order fixing the time for hearing on claims, give notice by publication in such newspaper as the court may direct, once in each week for two weeks, requiring all persons having claims against such bank to obtain forms therefor to verify their claims and present the same to the receiver or to the clerk of the court within the time fixed in such notice.

Sec. 31. Upon expiration of the time fixed for presentation of claims, the receiver shall thoroughly investigate all claims and file in court a complete list of all claims against which he knows of no defense, and which he believes to be valid, and a complete list of all claims which he has reason to believe are invalid. He shall also classify such claims, showing those which, in his judgment should be paid from the Guarantee Fund, and those which should be allowed as general claims against the proceeds of the assets of the bank remaining after the Guarantee Fund is reimbursed in full.

Sec. 32. The claims filed by the receiver as valid, and payable from the Guarantee Fund, shall be heard by the court upon the date fixed for hearing of claims, or as soon thereafter as convenient. At the time of said hearing, the court shall fix a time for hearing on the claims filed by the receiver as invalid, and recommended by him for disallowance, together with any claims not allowed by the court at the hearing on claims recom-

mended as valid by the receiver, and the claims recommended by the receiver as general claims, and the court shall direct the manner of making up the pleadings on said claims and the notice which shall be given there-to to claimants.

Sec. 33. For the purpose of preventing the closing of banks and conserving the Guarantee Fund, the Bankers Conservation Fund is hereby created. The Bankers Conservation Fund shall at all times belong to the banks contributing thereto, subject to the provisions of this act, and the assessments therefor shall not exceed one-fourth of one per cent of the average daily deposits of said bank during any one year and said fund shall never exceed one-third of one per cent of the average daily deposits of said bank at any time, based upon the last report of average daily deposits filed before making such levy. Whenever, under the law, it shall be proper to assemble and use any part of the Bankers Conservation Fund the Superintendent shall make an assessment on each of the solvent banks in the state for its proportion of the amount needed, based on the average daily deposits of such banks as shown by the last semi-annual statement thereof, filed with the Department of Banking, by drawing a draft for such amount and transmitting the same as provided by law. The banks may carry the amount remitted on such draft on their books as an asset, debited to the 'Bankers Conservation Fund', until such time as it may be repaid to said bank or charged off against the profits of the bank not needed for any purpose other than the payment of dividends.

Sec. 34. Whenever any bank shall have been placed by the Department of Banking in the hands of the Guarantee Fund Commission, under the provisions of Section 19 of this act said Guarantee Fund Commission may at any time certify to the Department of Banking an amount of money which it desires to use in conducting the affairs of such bank which has been so taken over under the provisions hereof, and the Department of Banking shall immediately levy an assessment and draw upon the Bankers' Conservation Fund for such amount and transmit the same to the agent or representative of the Guarantee Fund Commission in charge of such bank to be used by him as a deposit and for no other purpose. Provided, however, such receiver may, with the consent of the Department of Banking, borrow any part of said amount for the use of such bank and repay said borrowed money when the money is received from the Department of Banking. The Department of Banking or the Guarantee Fund Commission may close said bank at any time for the purpose of liquidation as provided by law, or may return the management of its affairs to its proper officers whenever such deposit, with interest at the rate of five per cent per annum, has been fully paid to the Bankers' Conservation Fund, and the reason for retaining the management and control thereof no longer exists.

Sec. 35. Whenever a receiver or representative shall be in charge of a bank or receivership under the direction of the Guarantee Fund Commission, and such receiver can procure lawful purchasers for the assets and capital stock of such bank, then such receiver or representative may, with the approval of the Guarantee Fund Commission, and the superintendent, petition the District Court of the county in which said bank or receivership is located for an order decreeing such bank to be insol-

vent, if a going bank and directing the sale of all of the property and corporate rights of such corporation upon such terms and conditions as to the court may seem proper. Notice of such hearing shall be in the same manner as for the appointment of a receiver under this act. If the court, upon the hearing thereof, shall find that such bank is insolvent, or in receivership, and it is for the best interest of all creditors of such corporation, then the court shall issue an order directing the receiver or representative in charge, as receiver, to sell such banking corporation and its assets as prayed. The Court shall determine at such hearing, the rights of the creditors, including depositors, as nearly as possible and shall direct the notice to be given and the pleadings to be filed for the determination of the rights of creditors whose claims are not allowed at such hearing. The Court shall authorize and direct the receiver to issue from the stock book of such corporation, certificates of stock to the purchasers thereof, and upon the delivery thereof and the compliance with the terms of such sale; such purchasers shall be and become the only lawfully constituted stockholders of such corporation, and as such shall proceed to organize with the proper officers and directors for conducting a banking business. The Department of Banking shall require the officers to file reports as provided in Title XIX of the Code, 1924, and if upon examination the department finds that such corporation has complied with all of the requirements of law it shall issue to such corporation a certificate authorizing it to transact business as a bank.

Sec. 36. Any receiver selling a bank by order of the court as provided in Section 35 of this Act, after confirmation of such sale and the payment of the costs and expenses thereof and the claims allowed against the receivership, shall close up the affairs of the receivership and proceed to enforce and collect all liabilities of stockholders, officers and directors of such bank to the creditors thereof, and shall distribute the same as provided by law. The deposit from the Bankers' Conservation Fund shall have the same priority as other deposits and shall be paid by the receiver to the superintendent who shall distribute it to the banks from which it was assessed and drawn. If the amount remaining in the hands of the receiver after the sale be insufficient to pay claims payable from the Guarantee Fund, the necessary amount shall be drawn from the Guarantee Fund as provided in Section 8 of this Act.

Sec. 37. The Department of Banking shall within four months after this act takes effect take possession of the property and affairs of any receivership now pending in this state, in the same manner as provided by law for the taking possession of the property, business and affairs of a bank which has committed an act which justified the appointment of a receiver, and the Guarantee Fund Commission shall name a receiver for said bank who shall thereafter conduct the affairs thereof in the manner provided in this Act.

Sec. 38. Immediately upon the taking possession of the affairs of said receivership by the Department of Banking, the receiver theretofore acting shall file with the court a full, complete and detailed report of the affairs of said receivership. Said report shall be considered by the Court as soon thereafter as convenient, and if upon consideration of said report, the court finds that such receiver has performed his duties as

required by law and has accounted to the Department of Banking for all of the assets, business and affairs in such receivership, such receiver shall be discharged and his bond released. If the court shall find that such receiver has not accounted for all of the assets, business and affairs of said bank as required by law, he shall be removed by the court and the Department of Banking shall proceed against said receiver and his bond as provided by law. Until such time as existing receiverships shall be taken over to be conducted under this Act by the Department of Banking, they shall be governed by the law as it existed prior to the enactment of this Act.

Sec. 39. The Department of Banking may at any time apply to any court in which a receivership for a bank is pending at the time this Act takes effect, for an order directing the receiver to sell all or any part of the assets of every kind and description in his possession, or under his control. Notice of the hearing on said petition shall be given to all parties interested by publication once each week for two weeks in a newspaper designated by the court, which notice shall state the fact of such petition being filed, and the date of hearing thereon. At such hearing, if it shall appear to the court from the evidence offered, that the assets in such receivership available for the payment of creditors of such bank, are insufficient to pay the claims of depositors if unpaid, or to reimburse the Depositors' Guarantee Fund for the amount drawn therefrom for the payment of the claims of depositors for deposits, then the court shall enter an order directing the receiver to sell all of such assets at public sale, and shall fix the time of such sale and the notice which shall be given thereof. Such sale shall be held on the date so fixed by the court, or at such other time as the same may be adjourned to by the receiver, which shall not be more than ten days from the date fixed by the court. At such sale, the superintendent, or his representative, may bid on such assets, and if such bid shall be the highest bid offered for the assets, the receiver shall deliver to such superintendent or his representatives, all of such assets and take a proper receipt therefor, which shall be filed in the office of the clerk of the district court in the files of such receivership. The delivery of such receipt shall constitute payment in full to the receiver for such assets. If the money in the hands of the receiver after the sale of such assets to the Department of Banking, shall be insufficient to pay the costs and expenses of such receivership remaining unpaid, then the court or a judge thereof shall fix the amount of such unpaid costs and expenses, certify the same to the Department of Banking, and the Department of Banking shall refund to such receiver such amount out of the proceeds of the assets of such receivership, or shall draw against the Depositors' Guarantee Fund for such amount and transmit the same to the receiver for the payment of such claims. The Department of Banking, upon receiving the assets of such receivership, shall transfer the same to the Guarantee Fund Commission, which shall place a representative in charge thereof and cause the same to be liquidated for the benefit of the Guarantee Fund, and after paying the expenses of such liquidation, shall place the balance in the Depositors' Guarantee Fund in the several banks in the same proportion as it was drawn therefrom.

Sec. 40. The Department of Banking shall have power to require the officers of any bank, or any of them, to open and keep such books or accounts as he in his discretion may determine and prescribe for the purpose of keeping accurate and convenient records of the transactions and accounts of such bank. Any bank that refuses or neglects to open and keep such books or accounts as may be prescribed by the Department of Banking shall be subject to a penalty of Ten Dollars for each day it neglects or fails to open and keep such books and accounts after receiving written notice from the Department of Banking. Such penalty may be collected in the manner prescribed for the collection of fees for the examination of said bank.

Sec. 41. The Department of Banking shall have the power to make such rules and to establish such regulations for the government of banks under its supervision as may in its judgment seem wise and expedient; provided, that no such rules and regulations shall in any way conflict with any of the provisions of law.

Sec. 42. The superintendent shall keep as records of its office, proper books showing all acts, matters and things done under the provisions of this Act. Neither he nor any one connected with the Department of Banking, or the Guarantee Fund Commission, shall in any instance disclose the name of any depositor or debtor of any bank of the amount of his deposit or debt to any one, except in so far as may be necessary in the performance of his official duty; provided, however, that the Department of Banking may maintain a record of borrowers from the banks in this state and in its discretion may give information concerning the total liabilities of any such borrowers to any bank owning obligations of such borrowers.

Sec. 43. If any bank examiner shall have knowledge of the insolvency or unsafe condition of any bank under state supervision and that it is unsafe and inexpedient to permit such bank to continue business and shall fail and neglect to forthwith report such fact in writing over his signature to the Department of Banking, he shall be deemed guilty of a felony, and, upon conviction thereof, shall be punished by a fine of not more than One Thousand Dollars or imprisonment in the county jail for not more than six months, or by both fine and imprisonment, in the discretion of the court, and shall forfeit his office.

Sec. 44. A full and complete record of the proceedings and business of all meetings of the board of bank directors shall be spread upon the bank's minutes; such records of the meetings shall show the gross earnings and disposition of same by indicating expenses and taxes paid, worthless items charged off, depreciation in assets, amount carried to surplus fund and amount of dividend, and shall also indicate the amount of undivided profits remaining. Published statements of assets and liabilities shall show for undivided profits only the net amount after deducting all expenses.

Sec. 45. Any losses sustained by any state bank, in excess of its undivided profits, shall be charged to its surplus fund; provided, that its surplus fund shall thereafter be reimbursed from the earnings and no dividends shall thereafter be declared or paid by any such bank in excess of one-half of its net earnings until said surplus fund shall be fully

restored to its former amount, or an amount equal to twenty per cent of its paid up capital.

Sec. 46. No state bank shall receive any deposit upon any collateral agreement or condition other than an agreement for length of time to maturity and rate of interest, and no money deposited in any such bank, upon any such collateral agreement or condition shall be guaranteed by the Depositors' Guarantee Fund. On or after January 1, 1926, certificates of Deposit shall be non-negotiable and drawn payable to the depositor or assigns, and every certificate shall bear on its face in prominent type 'NON NEGOTIABLE'.

Sec. 47. Any stockholder or director, officer, agent or employee of any bank who, for the use or benefit of himself or any other person than said bank, solicits or asks for or receives or agrees to receive from any person, any gift or compensation or reward or inducement of any kind for procuring or endeavoring to procure any loan from said bank to any person, or for procuring or endeavoring to procure the purchase by said bank from any person of any negotiable instrument or non-negotiable instrument of any kind by discount or otherwise, or for procuring or endeavoring to procure the purchase by said bank from any person of any real property or any personal property of any kind, or for procuring or endeavoring to procure said bank to permit any person to overdraw his account with said bank, shall be guilty of a crime, and upon conviction thereof, shall be punished by a fine not less than Two Hundred Dollars, nor more than One Thousand Dollars, or by imprisonment in the county jail not less than six months, nor more than three years or by both such fine and imprisonment in the discretion of the court.

Sec. 48. The court in which a receivership of a state bank is pending, or any judge thereof, may, upon the application of the receiver, in open court or sitting at chambers anywhere within his district, without notice or upon such notice as he may direct, authorize and direct such receiver to borrow money and for that purpose, to issue and sell, assign, or hypothecate one or more receivers' certificates in an aggregate amount not exceeding the amount required to supply the deficiency for the payment of depositors in any failed bank. Such receivers' certificates may be authorized and negotiated either before or after the amount shall have been drawn from the Depositors' Guarantee Fund, and from banks heretofore in receivership. If authorized after the draft on the Guarantee Fund, the amount shall not be greater than the market value of the assets remaining in the receivership. The rate of interest shall be fixed by the court. Such receivers' certificates, with the interest thereon, shall be subrogated to all the rights of the depositors thus paid or to the rights of the Department of Banking, to participate in the assets of such bank, and shall be a first lien on all the assets in the hands of the receiver and on the rights of the depositors in the Depositors' Guarantee Fund and shall be enforced and collected by the receiver accordingly. All money derived from the sale or transfer of such receivers' certificate shall be used for the payment of depositors, if such receivers' certificates are sold prior to the drawing of the money from the Guarantee Fund and shall be used to reimburse the Guarantee Fund if sold after the drawing of the money and payment of the depositors from such Guarantee Fund.

Sec. 49. If the cash in the hands of the receiver be insufficient to pay such receivers' certificates with interest thereon, as fixed by the court, when the same become due, the court, or a judge thereof, shall determine the amount necessary to pay the face value of such receivers' certificates with interest thereon to the date of payment and cause the same to be certified to the Department of Banking, which shall thereupon draw against the Guarantee Fund in the amount required to supply the deficiency, and shall forthwith transmit the same to the receiver to be applied on the payment of such receivers' certificates. Provided, a new issue of certificates may be authorized by the court if application is made therefor.

Sec. 50. Receivers' certificates issued under this Act shall be presented to the superintendent and he shall certify thereon that such certificates are payable out of the Depositors' Guarantee Fund of the state of Iowa and register them in a book to be provided therefor in his office, the superintendent shall prescribe the form of receivers' certificates and shall fix the due date of each issue thereof, and they shall be paid in the order of registration.

Sec. 51. Nothing in this Act shall be construed to deprive the court of its power to authorize the issuance and sale of receivers' certificates in any other manner or for any other purpose where the court has heretofore had such power.

Sec. 52. No corporation transacting a banking business in this state as a state or savings bank or loan and trust company shall directly or indirectly loan to any single corporation, firm or individual, including in such loans all loans made to the several members or shareholders of such firm or corporation, for the use and benefit of such corporation, firm or individual, more than twenty per cent of the paid-up capital and surplus of such bank; but the discounting of bills of exchange, drawn in good faith against actually existing values, and the discount of commercial paper actually owned by the persons negotiating the same, shall not be considered as money borrowed, and in no case shall the total liabilities of the several stockholders of any bank to such bank exceed fifty per cent of the paid-up capital and surplus of such bank: Provided, the total liabilities of the several stockholders of a co-operative bank to such bank may exceed fifty per cent of the paid-up capital and surplus of such co-operative bank. Any officer or employee of any corporation transacting a banking business under the laws of this state who shall violate or knowingly permit a violation of the provisions of this section, upon conviction thereof shall be punished by a fine not exceeding five hundred dollars. The provisions of this section shall not apply to the security of savings banks, enumerated in the third following section of this article. If the directors of any state bank shall knowingly violate, or knowingly permit any of the officers, agents or servants of the bank to violate any of the provisions of this section, all rights, privileges and franchises of the bank shall be thereby forfeited. Such violation shall, however, be determined and adjudged by a court of competent jurisdiction in a suit brought for that purpose, by the superintendent in his own name, before said charter shall be declared forfeited, by reason of such violation. In case of such violation, every director who participated in, or knowingly

assented to the same, shall be held liable in his personal and individual capacity for all damages which the bank, its shareholders, or any other person shall have sustained in consequence of such violation.

Sec. 53. If any section or subdivision of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act and such section, subdivision, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subdivisions, sentences, clauses, or phrases is declared unconstitutional.

Sec. 54. No bank shall increase the book value of its real estate, furniture or fixtures without first notifying the Department of Banking of its intention so to do, and obtain an approval therefor.

Sec. 55. The superintendent shall in the month of July of each year prepare and mail to each state bank a report pertaining to the Guarantee Fund, the Bankers' Conservation Fund and the Bankers' Administrative Fund showing the following data: 1. Names of drawee banks: 2. Average deposits on basis of which each assessment was made for the benefit of each bank: 3. Amount of such assessment on each bank for each bank for benefit of Guarantee Fund: 4. Average deposits on basis of which each assessment was made for benefit of Bankers' Conservation Fund: 5. Amount of each assessment on each bank for each bank for benefit of Bankers' Conservation Fund: 6. Amount of average deposits on basis of which each assessment was made for benefit of Bankers' Administrative Fund: 7. Amount of such assessment on each bank for benefit of Bankers' Administrative Fund: 8. Amount reimbursed to each bank from each bank for benefit of Guarantee Fund: 9. Amount reimbursed from each bank to each bank for benefit of Bankers' Conservation Fund: 10. Disbursements of Bankers' Administrative Fund: 11. Statement of assets and liabilities of each bank, as shown by last statement published before such bank's coming into the hands of the Guarantee Fund Commission: 12. Detailed expense account of each bank operated by the Guarantee Fund Commission: 13. Amount realized from sale of real estate and furniture and fixtures of each bank in hands of Guarantee Fund Commission: 14. Amount realized from other assets of each bank in hands of Guarantee Fund Commission, listing same in detail. In addition to the foregoing such report shall contain such other data as the Guarantee Fund Commission and the superintendent may deem proper.

Sec. 56. All acts or parts of acts in conflict with the express provisions of this act are hereby repealed."

On request of Senator Bowman 500 extra copies of Senate File No. 17 were ordered printed, including the proposed amendments.

The journal of February 18th was corrected and approved.

Senator Cessna moved that the Senate adjourn until 9:30 a. m. Friday.

Senator Brookhart moved to amend by making the time 4:30 p. m. today.

Senator Brookhart withdrew his amendment.

Senator Fulton moved to amend by making the hour 2:30 p. m. today.

Senator Shaff raised the point of order that a motion to adjourn was not debatable.

The President held the point well taken.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 2:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

COMMITTEE FROM THE HOUSE

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

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

JOINT SESSION

As per concurrent resolution duly adopted, the joint session was called to order, Hon. Clem F. Kimball, President of the Senate, presiding.

President Kimball announced a quorum present and the joint session duly organized.

Senator Nelson moved that a committee of three be appointed to notify the Iowa Pioneer Lawmaker Association, that the joint convention was ready to receive them.

Motion prevailed and the President appointed as such committee, Senator Nelson of Cass and Representatives Graham of Wapello and Powers of Page.

The committee appointed to notify the Iowa Pioneer Lawmakers' Association that the joint convention was ready to receive them, appeared with the visiting guests.

The program was then carried out as arranged by the Iowa Pioneer Lawmakers' Association, the Hon. Oley Nelson, president of the association, in charge.

Addresses were delivered by former Governor B. F. Carroll and former Governor George W. Clarke.

Responses were made by Senator A. J. Shinn and Representative John M. Rankin.

Senator Buser moved that the joint convention express their appreciation of the program given by the Iowa Pioneer Lawmakers Association by a rising vote.

By a unanimous vote the motion prevailed.

On motion of Senator Clark the joint convention was dissolved.

The Senate returned to the Senate chamber and resumed session.

INTRODUCTION OF BILLS

Senate File No. 148, by Senator Perkins, a bill for an act to amend section ten thousand seven hundred sixty-eight (10768) of the Code, 1924, relating to the number of district judges in each district, and providing that the number of judges in the Sixteenth judicial district shall be three, and providing a method for filling the additional office created by this act, and for the election of a judge to fill the office hereby created, when the term of an appointee to fill such office shall expire as provided by law.

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

Senate File No. 149, by Senator Fackler, a bill for an act to amend section eight thousand eight hundred thirty-four (8834) Code, 1924, relating to fraternal life insurance.

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

Senate File No. 150, by Senator Breakenridge, a bill for an act to amend chapter three hundred fifty-three (353) of the Code, 1924, relating to drainage districts.

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

Senate File No. 151, by Senator Stoddard, a bill for an act to amend section sixty-two hundred seven (6207) of the Code, 1924, by authorizing a special extra levy not exceeding two (2) mills for the years 1925 and 1926, for the general fund of all cities.

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

Senate File No. 152, by Senator Bowman, a bill for an act to place a limit upon the hours of duty required of employees of fire departments in certain cities.

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

REPORTS OF COMMITTEES

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 43, a bill for an act to amend section 6474 of the Code of 1924, relating to restricted residence districts, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also: Mr. President—Your committee on cities and towns to which was referred House File No. 76, a bill for an act to legalize certain warrants of the city of Oelwein, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also: Mr. President—Your committee on cities and towns to which was referred House File No. 33, a bill for an act to amend section fifty-six hundred ninety-nine (5699) of the Code, 1924, relating to the appointment of chiefs of police and fire departments, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also: Mr. President—Your committee on cities and towns to which was referred Senate File No. 125, a bill for an act to repeal section 6481, Code 1924, and to provide the number of councilmen in cities adopting the form of government provided in chapter 326, Code 1924, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section two (2) by striking the word "heretofore" from lines 4, 13, and 22, and the word "hereafter" from lines 5, 13, and 22.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also: Mr. President—Your committee on cities and towns to which was referred Senate File No. 51, a bill for an act to repeal sub-division one of section 11007 of the Code, 1924, and enacting in lieu limitations relative to certain actions, begs leave to report it has had the same under consideration and returns the bill without recommendation.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also: Mr. President—Your committee on cities and towns to which was referred Senate File No. 101, a bill for an act to amend section 6216, Code 1924, relating to notice of proposal to transfer city or town funds, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Senator Bowman submitted the following report:

MR. PRESIDENT: Your committee on elections to which was referred House File No. 24, a bill for an act to amend, revise, and codify chapter 37, Code, 1924, relating to nominations by caucus, convention, or petition, begs leave to report it has had the same under consideration and recommends the same do pass.

M. L. BOWMAN, *Chairman*.

Ordered passed on file.

Also: Mr. President—Your committee on elections to which was referred Senate File No. 95, a bill for an act to provide for the election of members of the state central committees of all political parties at the biennial primary election and to amend sections 527, 530, 537, 546, 553, 555, 587, 588, 596, 597, 598, 603, and 638, Code 1924, relating to primary elections, begs leave to report it has had the same under consideration and recommends the same do pass.

M. L. BOWMAN, *Chairman*.

Ordered passed on file.

Also: Mr. President—Your committee on elections to which was referred Senate File No. 61, a bill for an act to amend sections 580 and 593 of the Code, 1924, relating to nominations by primary elections and the number of votes necessary to a nomination, begs leave to report it has had the same under consideration and recommends the same do pass.

M. L. BOWMAN, *Chairman*.

Ordered passed on file.

Also: Mr. President—Your committee on elections to which was referred Senate File No. 21, a bill for an act to amend section nine hundred thirteen (913) of the Code of 1924, relating to the use of voting ma-

chines, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause and substituting the following:

"Section 1. That section 1913, Code, 1924, is amended by adding thereto at the close thereof the following: 'At all general elections the officer in charge of preparing the ballot upon every voting machine shall cause the party row next underneath the names of the Republican candidates, and also the party row underneath the names of the Democratic candidates, to be locked and left blank.'"

M. L. BOWMAN, *Chairman.*

Ordered passed on file.

Also: Mr. President—Your committee on elections to which was referred House File No. 26, a bill for an act providing for the repeal of the law as it appears in section 4202 of the Code, 1924, and the enactment of a substitute therefor relating to the opening and closing of polls in school elections, begs leave to report it has had the same under consideration and recommends the same do pass.

M. L. BOWMAN, *Chairman.*

Ordered passed on file.

Senator Shane submitted the following report:

MR. PRESIDENT: Your committee on banks to which was referred Senate File No. 56, a bill for an act to provide for the organization, operation and supervision of savings and credit associations, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK SHANE, *Chairman.*

Ordered passed on file.

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2 to which was referred House File No. 32, a bill for an act to amend chapter five hundred seven (507) of title thirty-two (32) of the Code, 1924, relating to settlement of estates, and making provision for hearing and notice on applications to sell or mortgage real estate, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

Senator Cessna submitted the following report:

MR. PRESIDENT: Your committee on departmental affairs to which was referred Senate File No. 58, a bill for an act to abolish the board of parole, to transfer the duties of said board to the board of control of state institutions: relating to the parole of prisoners, appointment, qualifications, powers, and duties of board of control, begs leave to report it

has had the same under consideration and returns the bill without recommendation.

T. C. CESSNA, *Chairman*.

Ordered passed on file.

Also: Mr. President—Your committee on departmental affairs to which was referred Senate File No. 23, a bill for an act to transfer to the board of parole the powers now possessed by the board of control over the parole of prisoners in the women's reformatory, begs leave to report it has had the same under consideration and recommends the same do pass.

T. C. CESSNA, *Chairman*.

Ordered passed on file.

Also: Mr. President—Your committee on departmental affairs to which was referred Senate File No. 106, a bill for an act to repeal section four thousand six hundred twenty-two (4622), Code 1924, and enact a substitute therefor relative to the members of the state highway commission, begs leave to report it has had the same under consideration and recommends the same do pass.

T. C. CESSNA, *Chairman*.

Ordered passed on file.

HARMON MEMORIAL RESOLUTION

Senator Slemmons offered the following resolution and moved its adoption:

Whereas, Honorable M. W. Harmon, a member of the Senate in the Sixteenth, Seventeenth, Eighteenth, Nineteenth, Twenty-fourth and Twenty-fifth General Assemblies, from the Thirty-third District, died in Des Moines on June 12, 1924,

Therefore, Be It Resolved by the Senate of the Forty-first General Assembly, That a committee of three be appointed to draft suitable resolutions to commemorate his life, character, and services to the state.

The resolution was adopted and the President appointed as such committee Senators Slemmons, McLeland and Snook.

On motion of Senator Bowman 2,000 extra copies of Senate File No. 17, together with proposed amendment were ordered printed.

Senator Buser moved that the Senate adjourn until 9:30 a. m. Friday.

Senator Shaff moved to amend by making the hour 10 a. m.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 13.

Breakenridge
Brookhart
Cavanaugh
Gilchrist

Hartman
Johnston
Langfitt

Rigby
Shaff
Shane

Snook
Stodddard
White

Nays, 15.

Bowman
Brookins
Buser
Clark

Clearman
Dotts
Ellis
Fackler

Fulton
Gunderson
Kern
Mills

Roberts
Romkey
Slemmons

Absent or not voting, 22.

Baird
Benson
Bergman
Browne
Campbell
Cessna

Darting
Dean
Goodwin
Haskell
Horchem
Kimerly

McLeland
Nelson
Perkins
Ramsey
Reed

Rees
Schmedika
Shinn
Skromme
Stanley

The amendment was lost.

The motion prevailed and the Senate adjourned until 9:30
a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 20, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. J. T. Stewart, pastor of the Methodist Episcopal church of Yarham, Iowa.

On motion of Senator Clark, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Stanley for the day on request of Senator Haskell; Senator Baird for the day on request of Senator Browne; Senator Mills for the remainder of the forenoon on request of Senator Slemmons.

PETITIONS AND MEMORIALS

The following petitions were presented:

Petitions protesting a state income tax by Senator Rigby from West Branch Commercial Club; by Senator Benson from McGregor Kiwanis Club; by Senator Mills from the Lions Club of Perry; by Senator Rigby from Lions Club of Tipton, Tipton Community Club, and Kiwanis Club of Rock Rapids; by Senator McLeland from the Marshall County Bankers Association; by Senator Cavanaugh from Ft. Dodge Kiwanis Club; by Senator Horchem, twelve petitions from the various clubs, commercial and business houses of Dubuque, all of which were referred to the committee on ways and means.

Petition by Senator Cavanaugh relative to a distribution of the gasoline tax, from the city of Fort Dodge.

Petitions favoring the Child Labor Amendment by Senator Campbell from Battle Creek Woman's Club, the W. C. T. U. of Battle Creek, the Presbyterian Church Missionary Society of Battle Creek, the Ladies' Aid Society of the Presbyterian Church

of Battle Creek; by Senator Roberts from Parent-Teacher Association, Federated Club, W. C. T. U., and other citizens of Afton; Senator Stoddard from Morningside W. C. T. U., Sioux City; by Senator Goodwin from the Des Moines Trades and Labor Assembly, which were referred to child welfare.

Petitions by Senator Goodwin favoring the Banking Bill, Senate File No. 17, Workman's Compensation, Senate File No. 30, House File No. 8 and Senate File No. 53, and Washhouse Bill, House File No. 10 and Senate File No. 24, which were referred to the committee on labor.

Petitions favoring a system of good roads for Iowa, the placing of the primary road system under state control, the enactment of a two cent gasoline tax, and a submission to the people of an eighty-five million dollar road bond issue were presented by the following named senators from the citizens of their respective districts:

SENATOR BROOKINS,
SENATOR ELLIS,
SENATOR CLEARMAN,
SENATOR CAVANAUGH,
SENATOR GILCHRIST,
SENATOR SHAFF,
SENATOR WHITE,

SENATOR RAMSEY,
SENATOR BERGMAN,
SENATOR CLARK,
SENATOR RIGBY,
SENATOR FULTON,
SENATOR PERKINS.

All of which petitions were referred to the committee on highways.

Petition by Senator Dean from a massmeeting of citizens of Hospers protesting eighty-five million dollar bond issue, and favoring a gasoline tax, if collected when the gasoline enters the state, which was referred to the committee on highways.

Petition by Senator Rigby from West Branch Commercial Club favoring federal aid, a gasoline tax, and the submission to the people of the bond issue, which was referred to the committee on highways.

Petition by Senator Campbell from the Akron Booster Club protesting state income tax and eighty-five million dollar bond issue, which was referred to the committees on highways and ways and means.

INTRODUCTION OF BILLS

Senate File No. 153, by Senator Buser, a bill for an act to appropriate sufficient funds to pay the maintenance tax against state lands in Drainage District No. 13, located in Muscatine and Louisa counties, Iowa.

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

Senate File No. 154, by Senator Brookins, a bill for an act to amend, revise, and codify sections ten thousand five hundred twelve (10512), eleven thousand four hundred eleven (11411), and eleven thousand four hundred twelve (11412), Code 1924, relating to change of venue in certain cases.

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

Senate File No. 155, by Senator Ellis, a bill for an act making an appropriation for the purpose of erecting a monument at the grave of one Nathan Winton, a Revolutionary soldier, buried in Salt Creek township, Davis county, Iowa.

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

Senate File No. 156, by Senator Schmedika, a bill for an act to repeal sections seventy-two hundred ten (7210), seventy-two hundred eleven (7211), seventy-two hundred fourteen (7214) and seventy-two hundred fifteen (7215), and to amend sections seventy-two hundred forty-four (7244) and forty-eight hundred three (4803) of the Code, 1924, relating to the payment of taxes and to penalties thereon, and disbursement, and to the time of holding tax sale.

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

Senate File No. 157, by Senator Roberts, a bill for an act to amend section eighty-three (83) of the Code, 1924, relating to rewards.

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

REPORTS OF COMMITTEE

Senator Mills submitted the following report:

MR. PRESIDENT: Your committee on military affairs to which was referred Senate File No. 130, a bill for an act relating to the bonus for soldiers, sailors, marines and nurses and certain other beneficiaries, begs leave to report it has had the same under consideration and recommends the same do pass.

REDFIELD C. MILLS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on military affairs to which was referred Senate File No. 115, a bill for an act relating to military service exemptions, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the words "Indian War" from section 1, line 5 and inserting in lieu thereof "Tyler Rangers, Colorado Volunteers in the war of the Rebellion, 1861 to 1865,".

REDFIELD C. MILLS, *Chairman*.

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 5, a bill for an act relating to the time when the secretary and treasurer of school districts shall qualify.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 93, a bill for an act relating to the wrongful sale or disposal of electric storage batteries belonging to another, or the removal or alteration of marks of identification thereon, and prescribing penalties for the violation thereof.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 54, a bill for an act relating to levee and drainage districts.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 80, a bill for an act relating to vote in urban territory for consolidated school districts.

A. C. GUSTAFSON, *Chief Clerk*.

HOUSE MESSAGES CONSIDERED

House File No. 93, a bill for an act relating to the wrongful sale or disposal of electric storage batteries belonging to another, or the removal or alteration of marks of identification thereon, and prescribing penalties for the violation thereof.

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

House File No. 54, a bill for an act to amend section seventy-five hundred nine (7509) of chapter three hundred fifty-three (353), of title seventeen (XVII) of the Code, 1924, relating to levee and drainage districts.

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

House File No. 80, a bill for an act to amend section four thousand one hundred sixty-six (4166) of the Code, 1924, relating to vote in urban territory for consolidated school districts.

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

WASHINGTON'S BIRTHDAY RESOLUTION

Senator Mills offered the following resolution:

Inasmuch as it is fitting and proper that the Senate of Iowa should in some manner observe the anniversary of the birthday of the first president of the United States, therefore,

Be it resolved, that the Senate of Iowa observe in proper manner, by program or otherwise, the anniversary of the birth of George Washington, and

Further, *be it resolved* that the hour for observance be from 11 a. m. to 12 m. on Monday, February 23, 1925, and that a committee be appointed to see that a proper program is formulated.

By unanimous consent the resolution was taken up and considered.

The resolution was adopted and the President appointed as such committee Senators Mills, Ellis, Clearman, Campbell and Langfitt.

S. F. 79 ORDERED ON CALENDAR

On request of Senator Bowman Senate File No. 79 was ordered placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Clearman, House File No. 73, a bill for an act to provide for refunding bonds issued in payment for street improvements and sewers; to provide for the expense of such refunding bonds, and to provide for the payment of such refunding bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Clearman offered the following amendment and moved its adoption:

Amend by striking all that part of section 2 after the word "thereof" in line 5 and inserting in lieu thereof the following: "of the particular issue of bonds sought to be refunded."

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from line 8 of section 5 the word "of" and inserting in lieu thereof the word "to".

The amendment was adopted.

The bill was read for information.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Benson	Dean	Johnston	Roberts
Bergman	Dotts	Kern	Romkey
Breakenridge	Ellis	Kimberly	Schmedika
Brookhart	Fackler	Langfitt	Shane
Brookins	Fulton	McLeland	Shinn
Browne	Gilchrist	Mills	Skromme
Buser	Goodwin	Nelson	Slemmons
Campbell	Gunderson	Perkins	Snook
Cavanaugh	Hartman	Ramsey	Stoddard
Clark	Haskell	Reed	White
Clearman	Horchem	Rigby	

Nays, none.

Absent or not voting, 7.

Baird	Cessna	Rees	Stanley
Bowman	Darting	Shaff	

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

On motion of Senator Cavanaugh, Senate File No. 97, a bill for an act to amend the law as it appears in chapter four hundred eighty-seven (487) of the Code, 1924, relating to limitations of actions, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend the title by striking out all after the word "amend", and inserting in lieu thereof the following: "section eleven thousand seven (11007) of the Code, 1924, relating to the limitations of actions."

Also amend by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section eleven thousand seven (11007) of the Code, 1924, is hereby amended by adding thereto as paragraph nine (9) the following:

"9. The time during which any proceeding is pending before the Iowa Industrial Commissioner, the District Court or Supreme Court for the recovery of Workmen's Compensation on account of a personal injury sustained shall not be included in computing the time within which an action may be brought for the recovery of damages resulting from such injury."

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Benson	Dean	Johnston	Rigby
Bergman	Dotts	Kern	Roberts
Breakenridge	Ellis	Kimberly	Romkey
Brookhart	Fackler	Langfitt	Schmedika
Brookins	Fulton	McLeland	Shane
Browne	Gilchrist	Mills	Shinn
Buser	Goodwin	Nelson	Skromme
Campbell	Gunderson	Perkins	Slemmons
Cavanaugh	Hartman	Ramsey	Snook
Cessna	Haskell	Reed	Stoddard
Clark	Horchem	Rees	White

Nays, none.

Absent or not voting, 6.

Baird
Bowman

Clearman
Darting

Shaff

Stanley

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

On motion of Senator Brookins, House File No. 71, a bill for an act to amend section twenty-seven hundred seventy-three (2773), Code, 1924, relating to the practice of veterinary medicine and surgery, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 45.

Benson
Bergman
Bowman
Breakenridge
Brookhart
Brookins
Browne
Buser
Campbell
Cavanaugh
Cessna
Clark

Clearman
Dean
Dotts
Ellis
Fackler
Fulton
Gilchrist
Goodwin
Gunderson
Hartman
Haskell

Horchem
Johnston
Kern
Kimberly
Langfitt
McLeland
Mills
Nelson
Perkins
Ramsey
Reed

Rigby
Roberts
Romkey
Schmedika
Shane
Shinn
Skromme
Slemmons
Snook
Stoddard
White

Nays, none.

Absent or not voting, 5.

Baird
Darting

Rees

Shaff

Stanley

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

By unanimous consent on request of Senator Nelson, Senate File No. 138, a bill for an act to amend section fifty-two hundred thirty-five (5235), Code, 1924, relating to the payment of salaries of county officers, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking the period at the end of section one and inserting in lieu thereof a comma and adding "as provided in section 1218 of the Code of 1924."

The bill was read for information.

Senator Nelson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Benson	Clark	Johnston	Rigby
Bergman	Clearman	Kern	Roberts
Bowman	Dean	Kimberly	Schmedika
Breakenridge	Dotts	Langfitt	Shane
Brookhart	Fackler	McLeland	Shane
Brookins	Fulton	Mills	Skronme
Browne	Gilchrist	Nelson	Slemmons
Buser	Gunderson	Perkins	Snook
Campbell	Hartman	Ramsey	Stoddard
Cavanaugh	Haskell	Reed	White
Cessna	Horchem	Rees	

Nays, none.

Absent or not voting, 7.

Baird	Ellis	Romkey	Stanley
Darting	Goodwin	Shaff	

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

By unanimous consent on request of Senator Fulton, Senate File No. 101, a bill for an act to amend section sixty-two hundred sixteen (6216), Code 1924, relating to notice of proposal to transfer city or town funds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Fulton moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Benson	Darting	Johnston	Rigby
Bowman	Dean	Kern	Roberts
Breakenridge	Dotts	Kimberly	Schmedika
Brookhart	Fackler	Langfitt	Shane
Brookins	Fulton	Mills	Shinn
Browne	Gilchrist	Nelson	Skromme
Campbell	Gunderson	Perkins	Slemmons
Cavanaugh	Hartman	Ramsey	Snook
Cessna	Haskell	Reed	Stoddard
Clark	Horchem	Rees	White
Clearman			

Nays, none.

Absent or not voting, 9.

Baird	Ellis	McLeland	Shaff
Bergman	Goodwin	Romkey	Stanley
Buser			

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

Senator Fulton moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent on request of Senator Stoddard, House File No. 33, a bill for an act to amend section fifty-six hundred ninety-nine (5699) of the Code, 1924, relating to the civil service rights of officers appointed to the position of chief of police, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 45.

Benson	Clearman	Horchem	Rees
Bergman	Dean	Johnston	Rigby
Bowman	Dotts	Kern	Roberts
Breakenridge	Ellis	Kimberly	Schmedika
Brookhart	Fackler	Langfitt	Shaff
Brookins	Fulton	McLeland	Shane
Browne	Gilchrist	Mills	Skromme
Buser	Goodwin	Nelson	Slemmons
Campbell	Gunderson	Perkins	Snook
Cavanaugh	Hartman	Ramsey	Stoddard
Cessna	Haskell	Reed	White
Clark			

Nays, none.

Absent or not voting, 5.

Baird	Romkey	Shinn	Stanley
Darting			

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

By unanimous consent on request of Senator Cavanaugh, Senate File No. 125, a bill for an act to repeal section sixty-four hundred eighty-one (6481), Code 1924, and to provide the number of councilmen in cities adopting the form of government provided in chapter three hundred twenty-six (326), Code 1924, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend section two (2) by striking the word "heretofore" from lines 4, 13, and 22, and the word "hereafter" from lines 5, 13, and 22.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Benson	Darting	Johnston	Roberts
Bergman	Dean	Kern	Schmedika
Breakenridge	Dotts	Kimberly	Shaff
Brookhart	Ellis	Langfitt	Shane
Brookins	Fackler	McLeland	Shinn
Browne	Fulton	Nelson	Skromme
Campbell	Gilchrist	Perkins	Slemmons
Cavanaugh	Goodwin	Ramsey	Snook
Clark	Gunderson	Reed	Stoddard
Clearman	Hartman	Rigby	White

Nays, none.

Absent or not voting, 10.

Baird	Cessna	Mills	Romkey
Bowman	Haskell	Rees	Stanley
Buser	Horchem		

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

HOUSE AMENDMENTS CONSIDERED

Senator Dean called up for consideration Senate File No. 64, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking out the words "Des Moines Register" in line three (3) of section three (3) and inserting in lieu thereof the words "Plain Talk".

On the question "Shall the Senate concur?" the vote was:

Ayes, 42.

Benson	Dean	Johnston	Roberts
Bergman	Dotts	Kern	Schmedika
Breakenridge	Ellis	Kimberly	Shaff
Brookhart	Fackler	Langfitt	Shane
Brookins	Fulton	McLeland	Shinn
Browne	Gilchrist	Nelson	Skromme
Buser	Goodwin	Perkins	Slemmons
Campbell	Gunderson	Ramsey	Snook
Cavanaugh	Hartman	Reed	Stoddard
Clark	Haskell	Rees	White
Clearman	Horchem		

Nays, none.

Absent or not voting, 8.

Baird	Cessna	Mills	Romkey
Bowman	Darting	Rigby	Stanley

The House amendment having received a constitutional majority it was declared to have been adopted and concurred in by the Senate.

Senator Romkey moved that Senator Snook be invited to address the Senate in honor of his 76th birthday.

The motion prevailed and the President appointed Senator Romkey to escort Senator Snook to the desk.

Senator Mills addressed the Senate briefly and presented Senator Snook with a bouquet on the part of the Senate.

Senator Snook addressed the Senate.

H. F. 8 INDEFINITELY POSTPONED

On motion of Senator Brookhart, the report of the committee on judiciary No. 2, recommending that House File No. 8 be indefinitely postponed, was adopted.

By unanimous consent, on request of Senator Mills, a class from the consolidated school of Washington township, Dallas county, was presented to the Senate.

The Journal of February 19th was corrected and approved.

On motion of Senator Langfitt the Senate adjourned until 4 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

INTRODUCTION OF BILLS

Senate File No. 158, by sub-committee of committee on highways, a bill for an act to amend, revise and codify sections forty-seven hundred twenty (4720) to forty-seven hundred thirty (4730) inclusive; section forty-seven hundred forty-two (4742) and chapter two hundred forty-two (242) of the Code of 1924 relating to county and primary road bonds.

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

Senate File No. 159, by sub-committee of committee on highways, a bill for an act to amend, revise and codify sections forty-six hundred eighty-seven (4687) to forty-seven hundred nineteen (4719) inclusive; sections forty-seven hundred thirty-one (4731) to forty-seven hundred forty-one (4741) inclusive, and sections forty-seven hundred forty-three (4743) to forty-seven hundred fifty-five (4755) inclusive, of the Code, 1924, relating to the primary road system, the primary road fund, and the surfacing of secondary roads, to co-ordinate the primary road law with the federal aid road law, to empower the state to construct and maintain the primary road system, to do away with special assessments for paving, and refund for such assessments heretofore levied, and to make the interest and principal of primary road bonds payable out of the primary road fund.

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

Senate File No. 160, by Senator Campbell, a bill for an act to

amend section nine thousand and twenty-one (9021) of the Code of 1924, relating to insurance other than life.

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

Senate File No. 161, by Senator Campbell, a bill for an act to amend section eighty-nine hundred and forty (8940) and eighty-nine hundred and forty-one (8941) of the Code of 1924 relating to insurance other than life.

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

Senate File No. 162, by Senator Campbell, a bill for an act to repeal section ten thousand four hundred eleven (10411) of the Code, 1924, and to enact a substitute therefor, legalizing corporations which failed to publish notice within the time required by law and whose articles of incorporation were defective.

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

Senate File No. 163, by Senator Buser, a bill for an act to amend, revise, and codify sections eight thousand twenty (8020) to eight thousand twenty-two (8022), inclusive, Code 1924, relating to railroad tracks, railroad and highway crossings, and changes, alterations, and relocation thereof.

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

Senate File No. 164, by Senator Goodwin, a bill for an act to amend the law as it appears in section eight thousand six hundred fifty-five of the Code, 1924, with reference to the deposit by life insurance companies to cover the valuation of policies.

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

Senate File No. 165, by Senator Skromme, a bill for an act authorizing the board of railroad commissioners to make investigations, findings and orders with respect to persons, firms, associations or corporations engaged in certain industries; providing

for the enforcement of its orders through itself and the district court; providing for punishment for disobedience to such orders and providing for appeals.

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

Senate File No. 166, by Senator Schmedika, a bill for an act to fix the standard width of public roads in the state at fifty (50) feet, and regulating the removal of poles and fences to conform thereto.

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

REPORTS OF COMMITTEES

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on public schools to which was referred House File No. 29, a bill for an act to amend section four thousand three hundred five (4305) of the Code, 1924, relating to bonds of secretaries and treasurers of school corporations, and providing for the payment of the cost of such bonds by school corporations, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public schools to which was referred House File No. 9, a bill for an act to repeal section forty-one hundred forty-eight (4148), of the Code, 1924, relating to the election of boards of directors of independent school districts, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Senator Clark submitted the following report:

MR. PRESIDENT: Your committee on mines and mining to which was referred House File No. 10, a bill for an act to amend the law as it appears in chapter sixty-eight (68) of the Code, 1924, relating to providing for adequate washing facilities for employees in and about coal mines, begs leave to report it has had the same under consideration and recommends the same do pass.

W. A. CLARK, *Chairman.*

Ordered passed on file.

Senator Buser submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File No. 37, a bill for an act to amend paragraph five (5) of section thirty-one hundred twenty-nine (3129) of the Code, 1924, relating to the labeling of agricultural seeds, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File No. 37 by striking out all after the enacting clause and substituting in lieu thereof the following:

"Section 1. That paragraph five (5) of section three thousand one hundred twenty-nine (3129) of the Code, 1924, be amended by striking out the period (.) at the end of the paragraph and inserting in lieu thereof a semi-colon (;) and adding thereto the following:

and no statement of non-guaranty or disclaimer of guaranty, written upon any invoice or upon any package, bag or other container in which the seed is sold or upon any shipping tag or label thereto attached, shall be of any validity nor shall it affect the liability of the vendor provided, however, that where seed is shipped with the express provisions entered upon the invoice and mailed to vendee on or before the date of shipment and upon the shipping tag or upon the bag containing such seed that the vendee shall have fifteen (15) days after the seed arrives at destination of shipment to test the same for germination and purity, there shall be no liability on the vendor on account of poor germination unless the balance of such seed not used for testing is reconsigned by the vendee to the vendor within fifteen (15) days from date of arrival at destination."

J. D. BUSER, *Chairman.*

Ordered passed on file.

Senator Perkins submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File No. 39, a bill for an act imposing a license fee on gasoline used or sold for use in the state of Iowa, providing for the payment, collection, distribution and expenditure thereof; fixing a standard for gasoline sold for use in the state and providing penalties for violations of the law, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Sec. 1 by striking the sentence in said section which reads as follows: "Such license fee, when paid, shall be in lieu of all taxes upon gasoline."

Amend by making Sec. 3 read as follows:

"Sec. 3. The Secretary of Agriculture shall adopt specifications determining the quality of the various grades of gasoline sold in the state. Any person selling, within the state, gasoline not conforming to such specifications shall be guilty of a misdemeanor, and, upon conviction, shall be subject to a fine of not more than one hundred dollars (\$100.00) or imprisonment not exceeding thirty (30) days in the county jail. The

Secretary of Agriculture and his inspectors are authorized to, at any time, inspect gasoline held for sale and to take samples from any person for analysis."

Amend by striking Sec. 4, and inserting the following in lieu thereof:

"Sec. 4. Every person who sells gasoline at retail in this state shall keep posted in a conspicuous place, and most accessible to customers at his place of business, the grade of gasoline, as determined by the specifications adopted by the Secretary of Agriculture, its sale price, the amount of tax and the total price per gallon charged to customers on the different grades of gasoline sold."

Amend Sec. 7 by striking the period at the end of said section, inserting a comma in lieu thereof, and adding the following:

"but any information gained by the treasurer of state or such representative by such investigation shall be confidential, and any person divulging such information shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be liable to a fine not exceeding \$1000.00."

Amend by striking the words and figures "two (2)" wherever they appear in the bill and substituting in lieu thereof the words and figures "three (3)".

GEO. B. PERKINS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File No. 68, a bill for an act to amend chapter three hundred thirty-seven (337) of the Code, 1924, by providing an occupation tax for common carriers, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the word and figure "two (2)" wherever they appear in the bill, and inserting in lieu thereof, "one-half ($\frac{1}{2}$) of one (1)".

GEO. B. PERKINS, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 50, a bill for an act making an appropriation for the payment of typewriter rental fees, of legislative chaplains and other expenses of the G. A. and the payment of mileage for certain officers of the special session of the 40th G. A., begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Bergman submitted the following report:

MR. PRESIDENT: Your committee on telephones and telegraph to which was referred Senate File No. 71, a bill for an act to provide for the super-

vision and regulation of the service and rates of telephone companies, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

A. H. BERGMAN, *Chairman.*

Ordered passed on file.

Senator Bowman moved that Senate File No. 135 be made a special order for Monday morning.

Senator Shaff moved as a substitute motion that no gasoline tax bills be considered until after the recess.

Senator Buser raised the point of order that Senator Shaff's motion was out of order, as there was only one gas bill on the calendar.

The President held the point not well taken.

Senator Buser raised the point of order that the motion was not a proper motion to offer as a substitute, as it incorporated an entirely separate proposition.

The President held the point not well taken.

Senator Bowman offered the following amendment to the substitute and moved its adoption:

Amend by adding the following: "and that the bills be discussed in the order that they appear on the calendar".

Senator Buser offered the following amendment to the amendment and moved its adoption:

Amend by striking out the word "discussed" and inserting in lieu thereof the word "considered".

The amendment to the amendment was adopted.

The amendment to the substitute was adopted.

On the question "Shall the substitution be made?" the vote was:

Ayes, 25.

Benson
Bergman
Breakenridge
Cessna
Clark
Dean
Ellis

Fackler
Gilchrist
Goodwin
Hartman
Haskell
Horchem

Johnston
Kern
McLeland
Perkins
Reed
Rigby

Roberts
Shaff
Shane
Stoddard
Skromme
White

Nays, 12.

Bowman	Buser	Mills	Schmedika
Brookhart	Clearman	Nelson	Shinn
Browne	Dotts	Romkey	Snook

Absent or not voting, 13.

Baird	Darting	Kimberly	Rees
Brookins	Fulton	Langfitt	Slemmons
Campbell	Gunderson	Ramsey	Stanley
Cavanaugh			

The substitution was made.

On the question "Shall the substitute motion be adopted?" the vote was:

Ayes, 24.

Benson	Dean	Haskell	Perkins
Bergman	Ellis	Horchem	Reed
Breakenridge	Fackler	Johnston	Rigby
Cessna	Gilchrist	Kern	Shaff
Clark	Goodwin	Langfitt	Shane
Clearman	Hartman	McLeland	Stoddard

Nays, 12.

Bowman	Buser	Nelson	Shinn
Brookhart	Dotts	Romkey	Skromme
Browne	Mills	Schmedika	Snook

Absent or not voting, 14.

Baird	Darting	Ramsey	Slemmons
Brookins	Fulton	Rees	Stanley
Campbell	Gunderson	Roberts	White
Cavanaugh	Kimberly		

The motion prevailed.

Senator Gilchrist was called to the chair at 4:45 p. m.

Senator Bergman moved that there be 500 extra copies of Senate File No. 39 printed, together with the proposed amendments.

Senator Buser raised the point of order that Senate File No. 39 was not up for consideration, as the report of the committee was passed on file and the bill was not on the calendar, and an order to print additional copies was out of order.

Senator Gilchrist (presiding) held the point not well taken.

Senator Shaff moved to amend the motion by striking out the words "together with proposed amendments" and inserting in

lieu thereof the following: "with the committee amendments incorporated therein".

Senator Brookhart moved as a substitute motion for the pending motion and amendment that there be 500 extra copies of Senate File No. 39, as amended by the committee, printed.

The substitution was made.

The motion prevailed.

Senator Cessna moved that the Senate adjourn until 9:30 a. m. Saturday.

Senator Brookhart moved to amend by making the hour 10 a. m.

The amendment was accepted.

Senator Goodwin moved to amend by making the hour 10:30 a. m.

The amendment was lost.

The motion prevailed and the Senate adjourned until 10 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 21, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. John C. Parsons, pastor of the Methodist Episcopal Church, of Pilot Mound, Iowa.

On motion of Senator Hartman, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Bergman for the day on request of Senator Ellis; Senator Cavanaugh for the day on request of Senator Fackler; Senator Perkins for the day on request of Senator Reed; Senator Gunderson for remainder of the day on request of Senator Reed.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Horchem, seven petitions favoring highway bond issue. Highways.

By Senator Stanley, from Mahaska County Farm Bureau, favoring a state income tax. Ways and means.

By Senator McLeland, from citizens of Marshall county, protesting House File No. 92. Public health.

By Senator Stoddard, from citizens of Woodbury county, protesting House File No. 92. Public health.

By Senator Stanley, from Mahaska County Farm Bureau, protesting any reduction of appropriation for agricultural work. Agriculture.

By Senator Stanley from Mahaska County Farm Bureau, favor-

ing an appropriation for expenses of the Franklin County Boys' Judging Team in their trip to Europe. Appropriations.

Petitions favoring the \$85,000,000 road bond issue; a good roads system, and other matters relative to highways were presented by Senators, Nelson, Mills, Skromme, Roberts, Dean and Johnston, from the citizens of their respective districts, all of which were referred to highways.

By Senator Fackler from Rural Letter Carriers' Association, relative to including all rural route roads in the secondary road system. Highways.

INTRODUCTION OF BILLS

Senate File No. 167, by Senator Browne, a bill for an act to amend section eight thousand nine hundred thirty-six (8936), Code 1924, with reference to the dividends of insurance companies other than life.

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

Senate File No. 168, by Senator Ellis, a bill for an act appropriating the sum of five thousand dollars, or such part thereof as may be necessary, to state fair board, for the purpose of erecting a building at the state fair grounds for exhibiting the mineral resources of the state.

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

Senate File No. 169, by Senator Gilchrist, a bill for an act to prohibit the use of oleomargarine or other butter substitute in certain state institutions.

Read first and second times and referred to committee on dairy and food.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 163, a bill for an act relating to monthly accounting by state game warden.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 162, a bill for an act relating to the fishing of sheeps-head.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 164, a bill for an act relating to fishing by non-residents.

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

House Concurrent Resolution No. 11 urging Congress to pass the bill creating an export corporation.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 30, a bill for an act relating to the fees of executors and administrators and their attorneys.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 82, a bill for an act to legalize the contract awarded by the city council of the city of Council Bluffs, Iowa, on October 27th, 1924, to the Wickham Bridge & Pipe Company.

Also, that the House recedes from its amendment to the following bill:

Senate File No. 85 relating to the discharge or release of delinquent children from state institutions.

A. C. GUSTAFSON, *Chief Clerk.*

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that, on February 21st, he had approved the following bills:

Senate File No. 76, relating to licenses for public scales.

Senate File No. 84, relating to county high schools.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 16 and 18.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House Files Nos. 16 and 18.

HOUSE MESSAGES CONSIDERED

House File No. 163, a bill for an act to repeal section seventeen hundred eleven (1711) of the Code, 1924, relating to monthly accounting by state game warden.

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

House File No. 164, a bill for an act to amend section seventeen hundred nineteen (1719) of the Code, 1924, relating to fishing by non-residents.

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

House File No. 162, a bill for an act to amend section seventeen hundred forty-five (1745) and section seventeen hundred fifty-one (1751) of the Code, 1924, relating to the fishing of sheephead.

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

House File No. 30, a bill for an act to repeal sections twelve thousand sixty-three (12063), twelve thousand sixty-four (12064), and twelve thousand sixty-five (12065) of the Code, 1924, and to enact a substitute therefor, relating to the fees of executors and administrators and their attorneys.

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

HOUSE CONCURRENT RESOLUTION NO. 11 CONSIDERED

On motion of Senator Buser the rules were suspended and the following resolution was taken up and considered:

Believing that some relief for agriculture in the very near future is absolutely necessary, and that Congress should, without further delay, take some cognizance of the situation of agriculture in the middle west, and that failure to pass legislation relative thereto by the present Congress will be greatly to the detriment of agriculture; therefore,

Be It Resolved by the House of Representatives, the Senate concurring:

That we most earnestly urge upon the present Congress the prompt passage of the bill now in the United States Senate creating an export corporation for the purpose of purchasing and diverting surplus farm commodities in the United States.

That a copy of this resolution be forwarded to the President of the Senate and the Speaker of the House of Representatives of the United States and to each of the United States Senators and each member of Congress from Iowa.

On the question "Shall the resolution be adopted and concurred in?" the vote was:

Ayes, 36.

Benson	Dean	Kern	Schmedika
Bowman	Dotts	Kimberly	Shaff
Breakenridge	Fackler	Langfitt	Shane
Brookhart	Gilchrist	McLeland	Shinn
Brookins	Gunderson	Nelson	Skromme
Browne	Hartman	Reed	Slemmons
Buser	Haskell	Rees	Snook
Campbell	Horchem	Roberts	Stanley
Clark	Johnston	Romkey	White

Nays, none.

Absent or not voting, 14.

Baird	Clearman	Goodwin	Ramsey
Bergman	Darting	Mills	Rigby
Cavanaugh	Ellis	Perkins	Stoddard
Cessna	Fulton		

The resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Hartman House File No. 76, a bill for an act to legalize certain warrants of the city of Oelwein, Iowa, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Senator Hartman offered the following amendment and moved its adoption:

Amend by striking the words "Des Moines Register" from line 3 of section 4 and inserting in lieu thereof the words "Plain Talk".

The amendment was adopted.

The bill was read for information.

Senator Hartman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Darting	Horchem	Schmedika
Benson	Dotts	Johnston	Shaff
Bowman	Ellis	Kern	Shane
Breakenridge	Fackler	Kimberly	Shinn
Brookhart	Fulton	Langfitt	Skromme
Brookins	Gilchrist	Reed	Slemmons
Browne	Gunderson	Rees	Stanley
Buser	Hartman	Roberts	Stoddard
Campbell	Haskell	Romkey	White
Clark			

Nays, none.

Absent or not voting, 13.

Bergman	Dean	Mills	Ramsey
Cavanaugh	Goodwin	Nelson	Rigby
Cessna	McLeland	Perkins	Snook
Clearman			

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

On motion of Senator Rees House File No. 43, a bill for an act to amend section sixty-four hundred seventy-four (6474) of the Code of 1924, relating to restricted residence districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Rees moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Dean	Johnston	Schmedika
Benson	Dotts	Kern	Shaff
Bowman	Ellis	Kimberly	Shane
Breakenridge	Fackler	Langfitt	Shinn
Brookhart	Fulton	McLeland	Skromme
Brookins	Gilchrist	Reed	Snook
Browne	Gunderson	Rees	Stanley
Campbell	Hartman	Roberts	Stoddard
Clark	Haskell	Romkey	White
Clearman	Horchem		

Nays, 2.

Buser

Slemmons

Absent or not voting, 10.

Bergman
Cavanaugh
Cessna

Darting
Goodwin
Mills

Nelson
Perkins

Ramsey
Rigby

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

On motion of Senator Gilchrist Senate File No. 21, a bill for an act to amend section nine hundred thirteen (913) of the Code of 1924 relating to the use of voting machines, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out all after the enacting clause and substituting the following:

"Section 1. That section 913, Code, 1924, is amended by adding thereto at the close thereof the following: 'At all general elections the officer in charge of preparing the ballot upon every voting machine shall cause the party row next underneath the names of the Republican candidates, and also the party row underneath the names of the Democratic candidates, to be locked and left blank.'"

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird

Clearman

Johnston

Schmedika

Benson

Darting

Kern

Shaff

Bowman

Dean

Kimberly

Shane

Breakenridge

Dotts

Langfitt

Shinn

Brookhart

Ellis

McLeland

Skromme

Brookins

Fackler

Mills

Slemmons

Browne

Fulton

Nelson

Snook

Buser

Gilchrist

Reed

Stanley

Campbell

Hartman

Rees

Stoddard

Cessna

Haskell

Roberts

Clark

Horchem

Romkey

Nays, none.

Absent or not voting, 8.

Bergman
Cavanaugh

Goodwin
Gunderson

Perkins
Ramsey

Rigby
White

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

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark House File No. 24, a bill for an act to amend, revise, and codify chapter thirty-seven (37), Code, 1924, relating to nominations by caucus, convention, or petition, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Brookhart moved that further action be deferred, which motion prevailed.

Senator Gilchrist called up for consideration Senate File No. 5, amended by the House, and moved that the Senate concur in the following amendment:

Amend by striking from line three (3) of section three (3) the following: "Des Moines Register" and substituting in lieu thereof "Des Moines Daily Record". Further amend by striking from line four (4) of said section the following: "Des Moines Capital, a newspaper published in Des Moines," and substituting in lieu thereof "Nora Springs Advertiser, a newspaper published in Nora Springs,".

On the question "Shall the Senate concur?" the vote was:

Ayes, 40.

Baird	Clearman	Johnston	Romkey
Benson	Darting	Kern	Schmedika
Bowman	Dean	Kimberly	Shane
Breakenridge	Ellis	Langfitt	Shinn
Brookhart	Fackler	McLeland	Skromme
Brookins	Fulton	Mills	Slemmons
Buser	Gilchrist	Nelson	Snook
Campbell	Hartman	Reed	Stanley
Cessna	Haskell	Rees	Stoddard
Clark	Horchem	Roberts	White

Nays, none.

Absent or not voting, 10.

Bergman	Dotts	Perkins	Rigby
Browne	Goodwin	Ramsey	Shaff
Cavanaugh	Gunderson		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

SENATE CONCURRENT RESOLUTION NO. 8 CONSIDERED

On motion of Senator Buser the following resolution was taken upon and considered:

Whereas, The General Assembly of Iowa has in the aggregate created an alarming total of boards, bureaus, departments, commissions and agencies; and

Whereas, The agencies thus created have resulted in partial duplication of state functions thus increasing materially the number of state employees; therefore

Be It Resolved by the Senate, the House Concurring: That the director of the budget be and is hereby authorized and directed to make a complete survey of the boards, bureaus, departments and agencies of state government to determine to what extent duplications exists, both in functions and office organization and report the result of his investigation, also such remedial recommendation as correction of the situation requires to the Forty-first General Assembly of Iowa.

Senator Buser moved that the resolution be adopted.

Senator Fulton moved the previous question, which motion prevailed.

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

Ayes, 40.

Baird	Clark	Kern *	Romkey
Benson	Clearman	Kimberly	Schmedika
Bowman	Darting	Langfitt	Shane
Breakenridge	Dean	McLeland	Shinn
Brookhart	Ellis	Mills	Skromme
Brookins	Fackler	Nelson	Slemmons
Browne	Fulton	Reed	Snook
Buser	Gilchrist	Rees	Stanley
Campbell	Haskell	Rigby	Stoddard
Cessna	Johnston	Roberts	White

Nays, none.

Absent or not voting, 10.

Bergman	Goodwin	Horchem	Ramsey
Cavanaugh	Gunderson	Perkins	Shaff
Dotts	Hartman		

The resolution was adopted.

Senator Buser moved that the vote by which Concurrent Resolution No. 8 passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Baird called up for consideration Senate File No. 82, amended by the House, and moved that the Senate concur in the following amendments:

Amend section three (3) by striking the word "capital" in line four (4) and inserting in lieu thereof the words "Daily Record".

On the question "Shall the Senate concur?" the vote was:

Ayes, 40.

Baird	Clark	Johnston	Roberts
Benson	Clearman	Kern	Romkey
Bowman	Dean	Kimberly	Schmedika
Breakenridge	Ellis	Langfitt	Shane
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Hartman	Reed	Snook
Campbell	Haskell	Rees	Stanley
Cessna	Horchem	Rigby	Stoddard

Nays, none.

Absent or not voting, 10.

Bergman	Dotts	Perkins	Shaff
Cavanaugh	Goodwin	Ramsey	White
Darting	Gunderson		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Bowman moved that 500 extra copies of Senate File No. 135 be printed, which motion prevailed.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House concurs in Senate amendments to the following bill:

House File No. 73, a bill for an act to provide for refunding bonds issued in payment for street improvements and sewers; to provide for the expense of such refunding bonds, and to provide for the payment of such refunding bonds.

Also: That the House insists on its amendments to Senate File No. 4, a bill for an act relating to exemptions from inheritance tax, and re-

quests a conference committee and the Speaker has appointed as such conference committee on the part of the House Representatives Blackford, Grimwood, Cole and Quirk.

Also: That the House concurs in Senate amendments to the following bill:

House File No. 76, a bill for an act to legalize certain warrants in the city of Oelwein, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

CONFERENCE COMMITTEE ON S. F. 4 APPOINTED

The President appointed as a conference committee on the part of the Senate on Senate File No. 4, Senators Goodwin, Gilchrist, Brookhart and Shane.

AMENDMENT FILED

MR. PRESIDENT: I move to amend House File No. 24 by striking from section 11, line four (4) the words "may be" and inserting the words "is required to be".

C. J. FULTON.

The journal of February 20th was corrected and approved.

Senator Cessna moved that the Senate adjourn until 10 a. m., Monday.

Senator Haskell moved to amend by making the time 3 p. m. today.

The amendment was lost.

The motion prevailed and the Senate adjourned until 10 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 23, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Dilman Smith, chaplain of the Iowa Methodist Hospital, Des Moines.

On motion of Senator White, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Campbell, from the town officials and citizens of Meriden, urging a division of the gasoline tax. Ways and means.

By Senator Johnston, from the board of supervisors of Franklin county, favoring allowance of expenses for county officers attending conventions. County and township affairs.

By Senator Stanley, from coal mine operators, relating to air shafts in coal mines. Mines and mining.

By Senator Stanley, from Mahaska County Farm Bureau, relating to air shafts in coal mines. Mines and mining.

By Senator Stanley, from the Mahaska County Farm Bureau, protesting the wash house bill. Mines and mining.

By Senator Kern, from W. C. T. U. and Parent-Teachers Association, favoring the child labor amendment. Child welfare.

By Senator Johnston, from the Hampton Rotary Club, protesting a state income tax. Ways and means.

By Senator Horchem, from citizens of district, 3 petitions favoring the fictitious name bill. Commerce and trade.

By Senator Brookhart, from citizens of Henry county, protesting \$85,000,000 bond issue. Highways.

By Senator Mills, from citizens of Dallas county, favoring the good roads program. Highways.

By Senator Shane, from citizens of Wapello county, protesting House File No. 92. Public health.

INTRODUCTION OF BILLS

Senate File No. 170, by Senator Ellis, a bill for an act to amend section one hundred ninety-six (196) of chapter fourteen (14) of the Code, 1924, pertaining to the letting of bids for state printing.

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

Senate File No. 171, by Senators Campbell and Mills, a bill for an act to amend section six thousand twenty (6020), Code 1924, relating to exemptions.

Read first and second times and referred to committee on military affairs.

Senate File No. 172, by Senator Fulton, a bill for an act to amend section eighty-nine hundred forty-one (8941), Code 1924, relating to surety, fidelity, and indemnity companies.

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

Senate File No. 173, by Senator Fulton, a bill for an act to amend section eighty-nine hundred ninety (8990), Code of 1924, relating to co-insurance.

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

Senate File No. 174, by Senator Clearman, a bill for an act to amend section forty-two hundred thirty-eight (4238) of the Code, 1924, relating to school directors, their powers and duties.

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

Senate File No. 175, by Senator Breakenridge, a bill for an act to amend section thirteen thousand six hundred seventy-eight

(13678), Code 1924, relating to the drawing of grand jurors in court.

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

Senate File No. 176, by Senator Stoddard, a bill for an act to amend sections fourteen (14), sixteen (16), and seventeen (17), Code 1924, relating to the compensation and mileage of the members of the General Assembly, the Lieutenant Governor, and the Speaker of the House, and the payment of the same.

Read first and second times.

REPORTS OF COMMITTEE

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 114, a bill for an act to amend section fifty-eight hundred thirty-two (5832) of the Code, 1924, relating to community center houses and recreation grounds, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 140, a bill for an act to amend section 4789, Code, 1924, relating to the poll tax, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 16, a bill for an act relating to the ownership, purchase, maintenance and operation of waterworks by cities having a population of one hundred thousand inhabitants or over.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 112, a bill for an act making an appropriation to assist in providing the necessary expenses of blind students who are residents of the state in attendance at institutions of higher learning.

A. C. GUSTAFSON, *Chief Clerk.*

S. F. 55 ON CALENDAR

On request of Senator Campbell Senate File No. 55 was withdrawn from the committee on railroads and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Gunderson Senate File No. 144, a bill for an act to amend chapter four hundred sixty-nine (469), Code of 1924, relating to marriage, a committee bill, was taken up and considered.

Senator Buser offered the following amendments and moved their adoption:

Amend by inserting in line 4 of section 1 after the word "furnish" the word "quarterly". Also amend by striking from line 5 of section 1 beginning after the word "court" the following: "at least quarterly revised".

The amendments were adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Clearman	Johnston	Romkey
Benson	Dean	Kern	Schmedika
Bergman	Dotts	Kimberly	Shaff
Bowman	Ellis	Langfitt	Shane
Breakenridge	Fackler	McLeland	Shinn
Brookhart	Fulton	Mills	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Browne	Goodwin	Ramsey	Snook
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Hartman	Rigby	Stoddard
Cessna	Haskell	Roberts	White
Clark	Horchem		

Nays, 1.

Buser

Absent or not voting, 3.

Darting

Perkins

Rees

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

S. F. 74 WITHDRAWN

By unanimous consent Senator Horchem withdrew Senate File No. 74 from further consideration.

THIRD READING OF BILLS

By unanimous consent on request of Senator Stoddard the rules were suspended and Senate File No. 176, a bill for an act to amend sections fourteen (14), sixteen (16), and seventeen (17), Code 1924, relating to the compensation and mileage of the members of the General Assembly, the Lieutenant Governor, and the Speaker of the House, and payment of the same, was taken up and considered.

The bill was read for information.

Senator Stoddard moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 48.

Baird	Clark	Horchem	Roberts
Benson	Clearman	Johnston	Romkey
Bergman	Dean	Kern	Schmedika
Bowman	Dotts	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Ramsey	Snook
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Hartman	Rees	Stoddard
Cessna	Haskell	Rigby	White

Nays, none.

Absent or not voting, 2.

Darting

Perkins

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered, which motion was lost.

GEORGE WASHINGTON MEMORIAL SERVICES

The time having arrived for the services to commemorate the birthday of George Washington, the President called Senator Mills, the chairman of the committee, to the chair to officiate.

Appropriate services were held including several numbers by the drum and bugle corps of the 40 Hommes et 8 Chevaux of the Argonne Post of the American Legion; community singing; a reading by Monroe McPherson, of Stuart, and an address by Rev. W. S. Kight, of Des Moines.

The journal of February 21st was corrected and approved.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

INTRODUCTION OF BILLS

Senate File No. 177, by Senator Shane, a bill for an act to amend section ten thousand eight hundred fifteen (10815), Code 1924, relating to the qualification of judges.

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

Senate File No. 178, by Senator Stanley, a bill for an act to amend section thirty-three hundred sixty-six (3366) of the Code, 1924, relating to admission of inmates to the Soldiers' Home.

Read first and second times and referred to committee on board of control.

Senate File No. 179, by Senator Ellis, a bill for an act to amend section seventeen hundred sixty-seven (1767) of the Code, 1924, relating to closed seasons for game birds and animals.

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

Senate File No. 180, by Senator Cessna, a bill for an act to repeal sections sixteen hundred seventy-nine (1679), sixteen hundred eighty (1680), sixteen hundred eighty-one (1681), sixteen hundred eighty-two (1682), sixteen hundred eighty-three (1683), sixteen hundred eighty-four (1684) of the Code of 1924, relating to regulations concerning the safety, installation, equipment, and maintenance of passenger and freight elevators, and to enact a substitute therefor.

Read first and second times and referred to committee on public health.

THIRD READING OF BILLS

On motion of Senator Baird Senate File No. 115, a bill for an act to amend section six thousand nine hundred forty-six (6946), Code 1924, relating to military service exemptions, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking the words "Indian War" from section 1, line 5 and inserting in lieu thereof "Tyler Rangers, Colorado Volunteers in the war of the Rebellion, 1861 to 1865,".

By unanimous consent on request of Senator Baird the following amendment was adopted:

Amend by striking out all after the word "in" in line 3 of section 2 and inserting in lieu thereof the following: "two newspapers in the state as provided by law."

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clark	Hartman	Reed
Benson	Clearman	Haskell	Romkey
Bergman	Darting	Horchem	Schmedika
Bowman	Dean	Johnston	Shaff
Breakenridge	Dotts	Kern	Shane
Brookhart	Fackler	Kimberly	Skromme
Brookins	Fulton	Langfitt	Slemmons
Campbell	Gilchrist	McLeland	Stanley
Cavanaugh	Goodwin	Mills	Stoddard
Cessna	Gunderson	Ramsey	White

Nays, 1.

Snook

Absent or not voting, 9.

Browne	Nelson	Rees	Roberts
Buser	Perkins	Rigby	Shinn
Ellis			

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

On motion of Senator Stoddard House File No. 29, a bill for an act to amend section four thousand three hundred five (4305) of the Code, 1924, relating to bonds of secretaries and treasurers of school corporations, and providing for the payment of the cost of such bonds by school corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Baird	Cessna	Horchem	Rigby
Benson	Clark	Johnston	Roberts
Bergman	Dean	Kimberly	Shaff
Breakenridge	Dotts	Langfitt	Shane
Brookhart	Fackler	Mills	Slemmons
Brookins	Goodwin	Ramsey	Stanley
Campbell	Hartman	Reed	Stoddard
Cavanaugh	Haskell	Rees	White

Nays, 1.

Kern

Absent or not voting, 17.

Bowman	Ellis	McLeland	Schmedika
Browne	Fulton	Nelson	Shinn
Buser	Gilchrist	Perkins	Skromme
Clearman	Gunderson	Romkey	Snook
Darting			122

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

On motion of Senator Horchem House File No. 9, a bill for an act to amend sections forty-one hundred thirty-six (4136), forty-one hundred forty-four (4144) and forty-one hundred forty-eight (4148) of the Code, 1924, relating to the election of board of directors of independent school districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Further action was deferred.

H. F. 10 MADE SPECIAL ORDER

By unanimous consent on request of Senator Clark, House File No. 10 was made a special order for 10:30 a. m. Tuesday.

THIRD READING OF BILLS

On motion of Senator Rigby Senate File No. 37, a bill for an act to amend paragraph five (5) of section thirty-one hundred twenty-nine (3129), of the Code, 1924, relating to the labeling of agricultural seeds, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out all after the enacting clause and substituting in lieu thereof the following:

"Section 1. That paragraph five (5) of section three thousand one hundred twenty-nine (3129) of the Code, 1924, be amended by striking out the period (.) at the end of the paragraph and inserting in lieu thereof a semi-colon (;) and adding thereto the following:

and no statement of non-guaranty or disclaimer of guaranty, written upon any invoice or upon any package, bag or other container in which the seed is sold or upon any shipping tag or label thereto attached, shall be of any validity nor shall it affect the liability of the vendor provided, however, that where seed is shipped with the express provisions entered upon the invoice and mailed to vendee on or before the date of shipment and upon the shipping tag or upon the bag containing such seed that the

vendee shall have fifteen (15) days after the seed arrives at destination of shipment to test the same for germination and purity, there shall be no liability on the vendor on account of poor germination unless the balance of such seed not used for testing is reconsigned by the vendee to the vendor within fifteen (15) days from date of arrival at destination."

Senator Fackler offered the following amendment and moved its adoption:

Amend by inserting in line 7 of section 1 following the word "written" the words "or printed".

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking the words "and purity" from line 16 of section 1.

The amendment was adopted.

Senator Stoddard moved that further action be deferred until after the recess.

Senator Gilchrist moved the previous question on the motion, to defer, which motion prevailed.

On the question "Shall the motion prevail and action be deferred?" the vote was:

Ayes, 21.

Baird	Ellis	Johnston	Shane
Bergman	Fulton	Langfitt	Skromme
Browne	Gilchrist	Reed	Snook
Clark	Goodwin	Romkey	Stanley
Darting	Haskell	Shaff	Stoddard
Dean			

Nays, 25.

Benson	Cessna	Kern	Rees
Breakenridge	Clearman	Kimberly	Rigby
Brookhart	Dotts	McLeland	Roberts
Brookins	Fackler	Mills	Shinn
Buser	Hartman	Nelson	Slemmons
Campbell	Horchem	Ramsey	White
Cavanaugh			

Absent or not voting, 4.

Bowman	Gunderson	Perkins	Schmedika
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The motion was lost.

Senator Fulton offered the following amendments and moved their adoption:

Amend Senate File No. 37 by inserting in section 1, line 10, a period (.) after the word "vondor"; by striking from line 11 the words "provided, however, that" and beginning the following word "where" with a capital letter; and by striking from line 17 the word "unless" and inserting the word "if" in lieu thereof.

The amendments were adopted:

Senator Shaff moved the previous question, which motion prevailed.

By unanimous consent on request of Senator Buser the word "reconsigned" was stricken from line 18 and the word "consigned" inserted in lieu thereof.

The bill was read for information.

Senator Rigby moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Bergman	Dean	Johnston	Roberts
Breakenridge	Dotts	Kimberly	Shaff
Brookhart	Ellis	McLeland	Shane
Buser	Fackler	Mills	Shinn
Campbell	Fulton	Nelson	Slemmons
Cavanaugh	Gilchrist	Ramsey	Snook
Cessna	Gunderson	Reed	Stanley
Clark	Hartman	Rees	White
Clearman	Horchem	Rigby	

Nays, 9.

Baird	Haskell	Langfitt	Skromme
Benson	Kern	Romkey	Stoddard
Goodwin			

Absent or not voting, 6.

Bowman	Browne	Perkins	Schmedika
Brookins	Darting		

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

On motion of Senator Ellis Senate File No. 130, a bill for an act to amend sections five (5) and eight (8) of chapter three hun-

dred thirty-two (332) of the acts of the 39th general assembly relating to the bonus for soldiers, sailors, marines, nurses and certain other beneficiaries as named in section four (4) of the above named chapter, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking out all after the word "in" in line 2 of section 2 and inserting in lieu thereof the following: "two newspapers published in the state as provided by law."

The amendment was adopted.

The bill was read for information.

Senator Ellis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Cessna	Haskell	Roberts
Benson	Clark	Horchem	Romkey
Bergman	Clearman	Johnston	Shaff
Bowman	Dean	Kimberly	Shane
Breakenridge	Dotts	Langfitt	Shinn
Brookhart	Ellis	McLeland	Skromme
Brookins	Fackler	Mills	Slemmons
Browne	Fulton	Nelson	Snook
Browne	Gilchrist	Ramsey	Stanley
Buser	Goodwin	Reed	Stoddard
Campbell	Gunderson	Rees	White
Cavanaugh	Hartman	Rigby	

Nays, none.

Absent or not voting, 4.

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

Senator Ellis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prepailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate Files Nos. 5, 82, 64 and 85.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

HOUSE MESSAGE CONSIDERED

House File No. 112, a bill for an act making an appropriation to assist in providing the necessary expenses of blind students who are residents of the state in attendance at institutions of higher learning.

Read first and second times and referred to committee on educational institutions.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House File Number 26, by striking from line four (4) of section one (1) beginning after the word "districts" the following: "where there is a registration of voters" and inserting in lieu thereof the following: "in which a registration of voters is required".

Also amend said section by striking from line five (5) after the semicolon (;) following the abbreviation "P. M." the following: "in such other districts composed in whole or in part of cities or towns" and inserting in lieu thereof the following "in school districts where registration of voters is not required composed in whole or in part of cities or towns".

J. D. BUSER.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 24, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. M. E. Nethercut, pastor of the Methodist Church of Bloomfield, Iowa.

On motion of Senator Shaff, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

Petitions protesting House File No. 92, were presented by Senators Cavanaugh, Baird, Rees, Clark, and Ellis, from citizens of their respective districts. Public health.

By Senator Reed, from citizens of Ossian, favoring the gasoline tax, and a division of the same. Highways, and ways and means.

By Senator Haskell, from citizens of Linn county, protesting House File No. 92. Public health.

By Senator Buser, from citizens of Muscatine county, protesting House File No. 92. Public health.

By Senator Haskell, petitions from the Painters' Local Union of Cedar Rapids, and the International Fire Fighters Association, Local No. 11, Cedar Rapids, urging the support of the child labor amendment; banking bill, Senate File No. 17; workmen's compensation bill, S. F. No. 30; workmen's compensation bill, Senate File No. 8 and House File No. 53; the wash house bill, House File No. 10 and Senate File No. 24; also Senate Files Nos. 61, 108, and 56, and House File No. 86. Labor.

Senator Bowman moved that the Hon. Dan Stevens, of Nebraska, be invited to discuss the bankers' guarantee act at 1:30

p. m. today in the Senate Chamber, and that the members of the House be invited to attend.

The motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files Nos. 33, 71, 73, 76 and 43.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEES

Senator Skromme submitted the following report:

MR. PRESIDENT: Your committee on constitutional amendments to which was referred House Joint Resolution No. 1, a bill for an act relating to amendment to the constitution of Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

LARS J. SKROMME, *Chairman.*

Ordered passed on file.

Senator Breakenridge submitted the following report:

MR. PRESIDENT: Your committee on drainage to which was referred Senate File No. 91, a bill for an act to amend the law relating to public drainage improvements; to authorize the construction, maintenance, and repair of settling basins as a part of or in connection with such improvements; and to authorize the purchase, lease, or condemnation of lands for such basins, begs leave to report it has had the same under consideration and recommends the same do pass.

W. J. BREAKENRIDGE, *Chairman.*

Ordered passed on file.

Senator Ramsey submitted the following report:

MR. PRESIDENT: Your committee on printing to which was referred Senate File No. 89, a bill for an act to require county auditors to deliver certain former statutes to the superintendent of printing, begs leave to report it has had the same under consideration and recommends the same do pass.

JOHN M. RAMSEY, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Gilchrist Senate File No. 30, a bill for an act to amend the law as it appears in section 1479, chapter 72, of the 1924 Code of Iowa, relating to employers' liability and workmen's compensation, having been reported by the committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend the enacting clause by inserting the words "the state of" after the word "of".

The amendment was adopted.

Further action was deferred, the time having arrived for the consideration of House File No. 10, a special order.

On motion of Senator Ellis House File No. 10, a bill for an act to amend the law as it appears in chapter sixty-eight (68) of the Code, 1924, by providing for adequate washing facilities for employees in and about coal mines, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark moved that the reading just had be considered the third reading, which motion prevailed.

Senator Snook invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 45.

Baird	Clark	Haskell	Roberts
Benson	Clearman	Horchem	Romkey
Bergman	Darting	Johnston	Schmedika
Bowman	Dean	Kern	Shaff
Breakenridge	Dotts	Kimberly	Shane
Brookhart	Ellis	Langfitt	Shinn
Brookins	Fackler	McLeland	Skromme
Browne	Gilchrist	Mills	Slemmons
Buser	Goodwin	Reed	Snook
Campbell	Gunderson	Rees	Stanley
Cavanaugh	Hartman	Rigby	Stoddard
Cessna			

Nays, 2.

Fulton

Nelson

Absent or not voting, 3.

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

Senator Clark moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Slemmons Senate File No. 63, a bill for an act to amend the provisions of chapter two hundred fifty-one (251) of the Code, 1924, relating to the licensing and regulation of motor vehicles and providing for permanent license plates, having been reported out by the committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Buser moved the previous question, which motion prevailed.

The bill was read for information.

Senator Slemmons moved that the reading just had be considered the third reading, which motion prevailed.

Senator Cavanaugh invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 24.

Benson	Fackler	Mills	Shane
Brookhart	Gunderson	Nelson	Shinn
Browne	Haskell	Reed	Slemmons
Campbell	Kern	Rigby	Snook
Clearman	Kimberly	Romkey	Stanley
Dotts	McLeland	Schmedika	Stoddard

Nays, 21.

Baird	Cavanaugh	Gilchrist	Rees
Bergman	Cessna	Hartman	Roberts
Bowman	Clark	Horchem	Shaff
Breakenridge	Dean	Johnston	Skromme
Brookins	Fulton	Langfitt	White
Buser			

Absent or not voting, 5.

Darting	Goodwin	Perkins	Ramsey
Ellis			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 87, a bill for an act to render all monthly appropriations for the support of institutions under the management of the board of control of state institutions available at the first of each current month.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 176, a bill for an act relating to the compensation and mileage of the members of the general assembly, the lieutenant governor and the Speaker of the House, and the payment of the same.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 49, a bill for an act relating to the inspection of bees by the state apiarist.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 145, a bill for an act providing for the anticipation of special taxes for cemetery purchase fund in cities and towns.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 130, a bill for an act to give the state board of control certain duties for the protection of defective, delinquent, dependent and neglected children.

A. C. GUSTAFSON, *Chief Clerk.*

CALL OF THE SENATE FILED

The undersigned Senators hereby ask a call of the Senate in connection with Senate File No. 30 and during the further consideration of said bill.

A. T. BROOKINS
CARL W. REED
O. E. GUNDERSON
A. J. SHINN
J. L. BROOKHART
C. A. BENSON
F. C. GILCHRIST
S. C. REES
H. E. DEAN
B. M. STODDARD

H. GUY ROBERTS
W. E. McLELAND
A. H. BERGMAN
G. S. HARTMAN
C. L. RIGBY
W. S. BAIRD
B. J. HORCHEM
J. A. NELSON
S. E. FACKLER
C. S. BROWNE

S. F. NO. 30 MADE SPECIAL ORDER

On motion of Senator Gilchrist Senate File No. 30 was made a special order for 3 p. m. today.

The journal of February 23d was corrected and approved.

On motion of Senator Horchem the Senate adjourned until 2:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 30.

There being a call of the Senate, the roll was called.

The roll call revealed the presence of the following Senators:

Baird	Clark	Haskell	Roberts
Benson	Clearman	Horchem	Romkey
Bergman	Darting	Johnston	Schmedika
Bowman	Dean	Kern	Shaff
Breakenridge	Dotts	Kimberly	Shane
Brookhart	Ellis	Langfitt	Shinn
Brookins	Fackler	McLeland	Skromme
Browne	Fulton	Mills	Slemmons
Buser	Gilchrist	Nelson	Snook
Campbell	Goodwin	Reed	Stanley
Cavanaugh	Gunderson	Rees	Stoddard
Cessna	Hartman	Rigby	White

On motion of Senator Gilchrist Senators Perkins and Ramsey were excused from the call, and same was declared complete.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking from line seven (7) section one (1) after the word "chapter" the figure "70" and inserting in lieu thereof the following:

"seventy (70) Code, 1924,".

Also by striking from line eleven (11) of the same section the figure "70" appearing after the word "chapter" and inserting in lieu thereof the following:

"seventy (70) Code, 1924,".

Also amend by striking from line nineteen (19) after the word "chap-

ter" the following: "70" and "71" and inserting in lieu thereof the following:

"seventy (70) and seventy-one (71) Code, 1924,"

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking from line 21 of said section the figures "70" and inserting in lieu thereof the following: "seventy (70)".

The amendment was adopted.

Senator Bergman offered the following amendment and moved its adoption:

Amend by striking from section 1 all of lines 5 and 6 and inserting in lieu thereof the following: "When any employer has more than twenty (20) persons employed, excepting in the".

The amendment was lost.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 1, line 18, the words "to elect" and by inserting in line 20 after the word "or" the words ", in case of an employer who has failed to insure his liability, to".

The amendment was lost.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clearman	Horchem	Roberts
Benson	Dean	Johnston	Romkey
Bowman	Dotts	Kimberly	Schmedika
Brookhart	Ellis	Langfitt	Shane
Browne	Fackler	McLeland	Shinn
Buser	Gilchrist	Mills	Skromme
Campbell	Goodwin	Reed	Snook
Cavanaugh	Gunderson	Rees	Stoddard
Clark	Hartman	Rigby	White

Nays, 11.

Bergman	Darting	Kern	Slemmons
Breakenridge	Fulton	Nelson	Stanley
Cessna	Haskell	Shaff	

Absent or not voting, 3.

Brookins

Perkins

Ramsey

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

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered.

The motion was lost.

Senator Stoddard moved that ex-Senator Anderson be invited to address the Senate.

The motion prevailed and Senator Anderson addressed the Senate briefly.

S. F. 24 WITHDRAWN

By unanimous consent Senator Ellis withdrew Senate File No. 24 from further consideration.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 137, a bill for an act making an appropriation to procure, transport, dedicate and transfer to the United States in the National Military Park at Vicksburg, Mississippi, a memorial portrait bust of Iowa's War Governor, Samuel J. Kirkwood, and to provide a fund for the repair of the Iowa State Memorial located in said park, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title by striking out all of the same, and substituting in lieu thereof the following:

A BILL FOR

"An Act making an appropriation to procure, transport, dedicate and transfer to the United States in the National Military Park at Vicksburg, Mississippi, a memorial portrait bust of Iowa's War Governor, Samuel J. Kirkwood, and to provide a fund for the repair of the Iowa State Memorial located in said park."

Also amend by striking all after the enacting clause and substituting the following:

"Section 1. There is hereby appropriated the sum of thirty-five hundred dollars (\$3,500.00) to select, purchase, build, transport, dedicate and transfer to the United States, a portrait bust of Iowa's War Governor, Samuel J. Kirkwood, to be placed in the National Military Park at Vicks-

burg, Mississippi, and to provide a sum necessary to repair the Iowa State Memorial located in said park. Said funds shall be available to and be spent under the direction of the Governor of Iowa for the purposes hereof. All funds not necessary for this work shall be returned to the state treasury."

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Senator Darting submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred Senate File No. 113, a bill for an act to amend the law as it appears in section eighty-seven hundred thirty-seven (8737) of the Code, 1924, with reference to the investment of funds of life insurance companies and associations, begs leave to report it has had the same under consideration and recommends the same do pass.

H. A. DARTING, *Chairman*.

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate File No. 176, and House File No. 29.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 5, 64, 82, and 85 and House Files Nos. 33, 71, 73, 76 and 43.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the joint committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 24th day of February, 1925, sent to the governor for his approval, Senate Files Nos. 5, 64, 82, 85.

F. C. STANLEY, *Chairman*.

The report was adopted.

INTRODUCTION OF BILLS

Senate File No. 181, by Senator Bowman, a bill for an act authorizing the executive council of the state and cities and towns to buy and sell gasoline and making an appropriation for such purposes.

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

Senate File No. 182, by Senator Goodwin, a bill for an act to appropriate and provide funds for the purpose of constructing an educational building on the Iowa state fair grounds.

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

Senate File No. 183, by Senator Goodwin, a bill for an act authorizing the Iowa Geological Survey to carry on a natural history survey, and providing an appropriation.

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

HOUSE MESSAGES CONSIDERED

House File No. 49, a bill for an act to amend the law as it appears in sections forty hundred thirty-seven (4037), forty hundred thirty-nine (4039), forty hundred forty-one (4041) of the Code, 1924, relating to the inspection of bees by the state apiarist.

Read first and second times and referred to committee on dairy and food.

House File No. 130, a bill for an act to give the state board of control certain duties for the protection of defective, delinquent, dependent and neglected children; to authorize said board to appoint a superintendent of child welfare, fix his term of office and define his duties; to fix the salary of such superintendent and provide for his assistants; to provide for cooperation with other state institutions; and making an appropriation to cover the salaries and traveling expenses of such superintendent and assistants.

Read first and second times and referred to committee on board of control.

House File No. 145, a bill for an act to amend section sixty-two hundred sixty-one (6261) of the Code, 1924, so as to provide for the anticipation of special taxes for cemetery purchase fund in cities and towns.

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

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which Senate File No. 63 failed to pass the Senate.

M. L. BOWMAN.

On motion of Senator Dean the Senate adjourned until 10 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 25, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. J. T. Snyder, pastor of the Methodist Episcopal church, of Wall Lake, Iowa.

On motion of Senator Campbell, rule 37 was suspended for the day.

The roll call revealed the presence of the following senators:

Baird	Clark	Johnston	Schmedika
Bergman	Darting	Kern	Shaff
Bowman	Dean	Kimberly	Shane
Breakenridge	Dotts	Langfitt	Shinn
Brookhart	Fackler	McLeland	Skromme
Brookins	Fulton	Mills	Slemmons
Browne	Gilchrist	Nelson	Snook
Buser	Goodwin	Reed	Stanley
Campbell	Hartman	Rees	Stoddard
Cavanaugh	Haskell	Roberts	White
Cessna	Horchem		

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Gunderson for the day on request of Senator Reed; Senator Benson for the day on request of Senator Langfitt; Senator Ellis for the day on request of Senator Bergman; Senator Clearman for the day on request of Senator Dotts; Senator Perkins for the day on request of Senator Fulton; Senator Romkey for the day on request of Senator Snook.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Johnston, from citizens of Cerro Gordo county, protesting House File No. 92. Public Health.

By Senator Johnston, from Park Hospital Clinic, Mason City, Iowa, protesting income tax measure. Ways and means.

REMARKS BY SENATOR BOWMAN

On motion of Senator Buser the following remarks by Senator Bowman were ordered printed in the journal:

MR. PRESIDENT: I arise to a point of personal privilege. There was a meeting held yesterday at noon time to which various members of this Senate were invited. There were also people present from various parts of the state. The matter of roads was discussed and in this connection my name was brought into the matter, and the president of the Iowa Good Roads Association, Mr. H. B. Allfree, made statements concerning myself at a time that I was given no opportunity to make a reply for the reason that I was not invited to attend this meeting.

The president of the Iowa Good Roads Association attempted to "give me a good riding" in accordance with the information brought to me by those who did attend this meeting.

I desire to state some facts very plainly and when I have finished, I am willing to leave it to you if Mr. Allfree has been shooting straight in this matter, and if he can be considered a dependable leader of a good road movement in Iowa.

I was secretary of the Iowa Good Roads Association, and it came about in this way: I was attending an agricultural convention held in the Auditorium and happened to sit beside Mr. Louis Cook of the Iowa Homestead who was then acting as secretary of the Iowa Good Roads Association. We got to discussing the road problem and Mr. Cook asked me if I might be interested in taking on the secretaryship of the Iowa Good Roads Association to which I replied that I would first desire to go into their program, and that if I found it a program that I could indorse for the State of Iowa I would be willing to consider it.

Mr. Cook took me over to the office of the Association, which was then had in connection with the Greater Des Moines Committee in the Coliseum Building, and after talking over the matter with Mr. Cook, going into the program which he was sponsoring as secretary, I told him that I was interested, for I believed that there was no greater piece of work that could be done in the State of Iowa than "to pull Iowa out of the mud" on a road program that was fair to the entire people of this state.

In fact, I considered it a position where more real good could be done for the State of Iowa than in any other position which could be held within the state, and on the program which was then outlined, I accepted the secretaryship and believe that I worked diligently in its behalf.

Now, all of you Senators who are holding over, will recall that last winter the Senator from Muscatine and the Senator from Black Hawk had a rather heated debate on the floor of this Senate with regard to the program of the Iowa Good Roads Association. The Senator from Muscatine presented newspaper clippings which purported that the Iowa Good Roads Association was going to launch upon a bond issue campaign, asking that the state be bonded for some eighty-five millions of dollars for the purpose of hard surfacing and otherwise improving the primary systems of this state.

All of you here at that time will recall that the Senator from Black Hawk, who then sat in Seat No. 5, took the floor and defended the Iowa Good Roads Association, and stated to the members of this Senate that the proposed eighty-five million dollars bond issue was not a part of the program of the Iowa Good Roads Association. You will recall that only comparatively a few days later it became necessary for the Senator from Black Hawk to ask to have read into the Journal of the Senate, what practically meant an apology to the Senate for my having made statements on the floor of the Senate which, while they were true at the time they were made, a short time later were not matters of fact.

As only a gentleman could do, I went to the Senator from Muscatine and laid all the facts before him, and he himself was perfectly satisfied that I had stated the facts on the floor of the Senate when I was in controversy with him, and he accepted my explanation in full and thanked me for being so frank as to come to him and make an open statement of what had happened.

Now this is what happened—on April 7th, 1924, there was a meeting held in the Iowa Good Roads Association with the Greater Des Moines Committee in this city. Something happened at this meeting that was entirely unlooked for. A gentleman who had been invited to attend this meeting got up and proposed a hundred million dollar bond issue. The program turned out to be anything other than the purpose for which the meeting was called. When the meeting was over, Mr. Allfree, the president of the Iowa Good Roads Association, and other executive members present, with the exception of Mr. Fitzhugh, were greatly disappointed to have had the bond proposition injected into the program of the Iowa Good Roads Association for it was not a part of the program at that time. Mr. Allfree spoke in very plain terms to Mr. Lafe Young, Jr., at the close of the meeting, expressing his disapproval of what had taken place, whereupon Mr. Young asked Mr. Allfree if he would not write a letter giving the plan of the Iowa Good Roads Association, in order that the good roads committee of the Greater Des Moines Committee could take it up at their meeting which was to be on the following Friday.

Mr. Allfree went immediately from this lunch meeting to the office of the Iowa Good Roads Association and dictated two letters—one of which was sent to Mr. Lafe Young, Jr., president of the Greater Des Moines Committee, and the other letter to Mr. Alexander Fitzhugh, secretary of the Greater Des Moines Committee, and chairman of the Executive Committee of the Iowa Good Roads Association.

Mr. Allfree also decided that I should get out press notices to the papers of the state, denying the bond issue to be a part of the Iowa Good Roads Association, which I did.

Now, I am going to read to you the letter that Mr. Allfree wrote to Mr. Alexander Fitzhugh, and also the letter that Mr. Allfree wrote to Mr. Lafe Young, Jr., president of the Greater Des Moines Committee, and mind you—these letters were written immediately following this meeting wherein the bond proposition had been brought up as a part of the proposed program of the Iowa Good Roads Association. The letter to Mr. Fitzhugh reads as follows:

"Mr. Alex Fitzhugh, Chairman Executive Committee, Iowa Good Roads Association, Coliseum, Des Moines, Iowa.

"DEAR MR. FITZHUGH: I am very much disappointed at the meeting with the Greater Des Moines Committee today. Not that our reception was not proper, but it seemed to me that it had been pre-arranged for someone to throw a monkey-wrench into our program.

"In the first place I had asked Senator Parker and Mr. Young for this meeting with the idea of having them give us some financial support in carrying out our program for the coming summer, and I had asked Judge Lynch to come over and present the matter as to the benefits we would derive from improved highways. I was not aware that he would make any such talk as he did, and of course, the outline of his proposition had never been brought before the Executive Committee, nor approved of, nor had ever been the program of the Iowa Good Roads Association.

"If you remember early last fall at an Executive Committee meeting where Senator Parker and J. B. Weaver were both in attendance, there were four things agreed upon as the things that our Association were to work for, foster, and support in every way. We have never changed this program in any way, except to try to get some of the measures through the present Special Session.

"Now in the past I know you have criticised me a number of times, and the rest of us, too, for not having a real program or some real plan. I have devoted, as well as other members of this Board, a great deal of time with the only object of trying to get things we thought were obtainable, and not running after things that we knew were impossible. There is not one of us but would gladly welcome the chance to present to the people of Iowa the \$100,000,000 bond issue if we thought there was any possible chance of being passed favorably upon either by the legislature or the voters. You people who live in the city of Des Moines, and those from the other large centers of Iowa, seem to forget that some 87 counties of Iowa are strictly rural counties, and in the legislature they are absolutely in the majority, and without the majority vote which must necessarily come from the very places which you people do not recognize when you want us to start out on this campaign, we can do nothing.

"Now, personally, I was very much disappointed that this meeting today should have so much publicity in the papers, as I had not come over there to present a matter that was of statewide importance, only insofar as supporting a movement that was to become statewide, and I am afraid the publicity that we received there is going to do us a great injustice and great damage.

"After carefully considering this, I feel that maybe I have not the right attitude or conception of what should be done, and therefore I feel that maybe it is my duty to withdraw from the Iowa Good Roads Association and let those who feel that the whole plan could be of a more definite nature go ahead.

"I am mighty interested in seeing Iowa accomplish something on her road building program, but I am very much disappointed to feel that our own Association seems to be unwilling to commence at the bottom

and work up instead of presenting at once the proposition to the people of Iowa that I know will only mean in the end that we will be held back another four years from the things we will accomplish more quickly in another way.

"There is nothing personal in this at all. I am simply interested in seeing some commencement made, and therefore I feel that it is no more than right that if my ideas do not correspond and are in conflict with the rest of you that I simply step aside and let the matter go on in the way that may bring greater success in this campaign.

"Yours very truly,

(Signed) "H. B. ALLFREE, *President.*"

The letter to Mr. Young reads as follows:

"Mr. Lafe Young, Jr., President, Greater Des Moines Committee, Capital, Des Moines, Iowa.

"DEAR MR. YOUNG: For the benefit of your Good Roads Committee who are to meet on Friday, and at your request, I am presenting to you the following program adopted and now being carried out by the Iowa Good Roads Association. This program was adopted last fall at a meeting of the Executive Committee, and at that time we asked the Chairman of your Good Roads Committee, Senator Parker, and Mr. James B. Weaver, who, as you are well aware, has been one of the men in Iowa who has helped write into the statute books all of the favorable road legislation which we have.

"After going over the matter very thoroughly, the Executive Committee of the Iowa Good Roads Association presented and unanimously adopted the things that would do the most to bring about better roads in Iowa, and which we hope to put on the statute books at as early a date as possible. The four measures are as follows:

"First:—To pay the interest upon any primary road bonds that may have been voted, or are hereafter voted, out of the primary road fund. The interest on the bonds now is paid from the general tax levy.

"Second:—To do away with the special assessment upon abutting property. The committee felt that the paved road was not local in any sense of the word, and therefore nothing should be assessed against property as local matter.

"Third:—That bonds should be voted for graveling as well as hard surfacing. Under the present law, when bonds are voted, nothing can be done with the funds but to hard surface. The Highway Commission only recommends hard surfacing for some 3,000 miles of the system.

"Fourth:—We are in favor of a gasoline tax to be divided between the primary roads and county roads.

"These are the four principal things that the Executive Committee of the Iowa Good Roads Association have been and want to present to the people of the state. We believe that when these four things have been favorably passed upon by the legislature and added to our present laws that we will then have made a wonderful step forward. We have also by this eliminated any question but that the state highways will then be

placed in the State Highway Commission's hands because we have made them absolutely non-local in every sense of the word.

"While the Iowa Good Roads Association knows that Iowa will have to have a lot of paved roads, we are not going to get paved roads as quickly if we make a direct issue out of it and pass up all other road improvements. The mistaken idea that many of we people who are road enthusiasts is the fact that before we could present a bond issue to the people of Iowa, it has to be approved by the state legislature. This would have been an impossible thing to accomplish in the past General Assembly, or in the next one, as things look now, as the bodies will be almost identical.

"But if the four things we have recommended, and which is our program, were accomplished, then we believe that 25 counties in Iowa will, within six months after the enactment of these proposed laws, vote bonds to do the very things that a state bond would accomplish.

"You take 87 strictly rural counties in Iowa and go to them with a bond proposition whereby many of them will not really have a foot of road built out of this bond money, and you are going to run against an obstacle that cannot be overcome. But if we are going to give these same 87 counties the chance to go ahead and improve their highway system in a way so that they can anticipate their funds and pay off their created indebtedness for such improvements out of the automobile license and gasoline tax, and without any general tax levy or assessment against abutting property, you are going to stand a fair chance to win out in most counties in the state, and when this movement is gotten under way there is going to be no question as to the continuous improvements demanded, but it is our opinion that we must first start the plans which we have outlined before we are going to accomplish anything.

"Our meeting with you on Monday was one that I arranged and asked Mr. Bowman to present his plan of campaign; asked George Lynch to give a talk on the benefit that the city of Des Moines would derive from it, and then he changed his subject and brought in his hobby of a hundred million dollar bond issue. This was indeed unfortunate, because this matter had been thoroughly discussed early in our organization, and had been eliminated entirely from our immediate program, and at this time it is not a part, nor will it be a part of the program of the Iowa Good Roads Association.

"There is no use of us going into a campaign that only means defeat and indefinite postponement in a matter as important and vital as the improvement of the Iowa highways, and you people of Des Moines are more interested in the improvement of the roads in Iowa in a general way than you are for the tourists who go through the state. It is the people of Iowa, not the tourists, who make the state.

"Yours very truly,

(Signed) "H. B. ALLFREE, President."

HBA--A

I want to say that I did not take these letters and have them photographed, and I am reading them from photographic copies of the carbon,

but any of our executive members were always entitled to such information as we had about the office of the Iowa Good Roads Association, and the copies of these letters were secured by someone who had a right to have them, and photographed copies were made of them, and now that the road matter has come up in the serious form in which it has, I find myself able to have photographic copies of these letters to defend my position.

You will note that on April 7th, when Mr. Allfree wrote these letters, he was in favor of the program; then the policy of the Iowa Good Roads Association as outlined in the former principles of his letter to Mr. Young. You will note that he at that time recognized that there were some eighty-seven counties in Iowa that were strictly rural counties—that he was so displeased by the bond issue being injected or even thought of in connection with the program of the Iowa Good Roads Association that he even threatens to resign as president of the Iowa Good Roads Association, in his letter to Mr. Alexander Fitzhugh.

Naturally, the remarks made at this meeting got into the press, and it was from the copies of this press report that the Senator from Muscatine was reading at the time that I, on the floor of the Senate, denied the bond issue to be a part of the program of the Iowa Good Roads Association.

I want to ask you Senators, in light of the assertion by the president of the Iowa Good Roads Association, himself, as evidenced by his own letters written the same afternoon that the meeting referred to adjourned, if you will not agree with me that I was standing on my rights believing that I was telling the truth in light of the fact that President Allfree himself, said in his letter to Mr. Lafe Young, that the bond issue "at this time is not a part—nor will it be a part—of the program of the Iowa Good Roads Association."

Now what happened a little later—can you not appreciate how surprised I was and other members of the Executive Committee of the Iowa Good Roads Association, after all that the president had said as indicated in the letters above referred to, when in less than two weeks following these letters Mr. Allfree (still the president of the Iowa Good Roads Association) read a new program for the Iowa Good Roads Association, which is their present program, and included the eighty-five million dollar bond issue?

Can you not see now, how it became necessary for me to go to the Senator from Muscatine and apologize when it became necessary for me to say to him that what I had said on the floor of the Senate a few days before was not so today, and that the remarks that he had made and which I refuted, were now positive facts? Furthermore, let me state, that I used an earnest endeavor to have them change their program back to the original program that was fair and equitable for this great State of Iowa, but on May 6th, feeling that the president was bound and determined to stay by his bond issue, which he had all along heretofore been denying, I wrote my resignation as secretary of the Iowa Good Roads Association, and went up to the office of Mr. Addison Parker and told him what I had done. He asked me at that time not to resign—

in fact, he picked up his telephone, got in touch with my secretary and informed her that when Mr. Allfree came in to be sure and see that Mr. Allfree got in touch with him before Mr. Allfree saw me. Mr. Parker at that time evidently believed that the bond issue was not the proper thing, and he seemed to feel that it should be taken out of the road program. Also, Mr. Dante Pierce, of the Homestead, asked if I would not stay on the job a while longer, and see if we could not get them off a program which is not in the best interests of the people of Iowa. I agreed to do it for a while, but soon found that it was not possible to change their opinion and I resigned as secretary of the Iowa Good Roads Association, and not only myself, but Mr. Louis Cook resigned (the former secretary, then a member of the Executive Committee), Mr. Fowler of Pella, and Mr. Killian of Cedar Rapids.

Mr. Allfree stated at this meeting yesterday that the joke was on them and I agree with him that it most certainly was, for my resigning as secretary of the Iowa Good Roads Association was of my own free will and accord, regardless of the fact that they would compliment me by saying that I was the one man in the State of Iowa that could sell this program to the people of this state. I agree with them, that if this program could be sold that I felt that I was capable of selling it, but I did not care to be connected with selling a program which was not in the best interests of the people of Iowa, and that I not only would not help to sell this program, but that I would use every effort within my power to defeat it.

One of their enthusiastic road boosters, time and again, stated that they would make me Governor of Iowa on this program. Very nice of them to have made all of these suggestions, but I simply refuse to sell myself, my efforts, and my strength, in behalf of a program for Iowa that was not in the best interests of the people of this state.

The best argument that could be used against the Iowa Good Roads Association is the very argument that Mr. Allfree, the president of the Iowa Good Roads Association, himself has made and admitted in these two letters addressed to Mr. Alexander Fitzhugh, and to Mr. Lafe Young, Jr. In these letters he admits that what may be decided upon the part of counties with large cities in them, when it may become necessary to hard surface roads leading from these towns, is not necessarily the same road program that should be carried out in the 87 counties—the rural counties, as he terms them. How came he to change his plan so soon? And now start up on \$85,000,000 bond issue which again let me call to your attention, he stated in his letter to Mr. Young: "At this time it is not a part, nor will it be a part, of the program of the Iowa Good Roads Association."

Mr. Allfree is either dependable or undependable—he is either stating facts or is misrepresenting facts. He is either entitled to a life membership in the Ananias Club, or the Senator from Black Hawk is entitled to one. I am giving you this morning matters of information, and I am leaving it to you to decide.

Senator Nelson moved that there be 500 extra copies of today's journal ordered printed, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 38, a bill for an act relating to the collection of assessments against stockholders of banks.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 6, a bill for an act relating to the powers of the board of waterworks trustees.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 190, a bill for an act relating to improvement of the primary and secondary road systems.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 132, a bill for an act relating to maternity hospitals and to provide a substitute therefor.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 133, a bill for an act to define, license, and regulate children's boarding homes.

Also, that the House has concurred in the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 8, relating to an investigation of the state departments by the director of the budget.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 196, a bill for an act relating to affidavits and samples furnished by dealers in commercial feeds.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 108, a bill for an act relating to the tax authorized to be levied for a pension fund for police and fire departments in cities and towns.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 73, a bill for an act permitting cities under commission form of government to establish and build detention hospitals.

A. C. GUSTAFSON, *Chief Clerk.*

SENATE CONCURRENT RESOLUTION NO. 9

Senator Cessna offered the following resolution:

A concurrent resolution authorizing the Executive Council to deliver the sum of One Thousand (\$1000.00) Dollars with interest to Emma Bahls as legal guardian for Clara Bahls, which sum is now held by the Executive Council as trustee.

Whereas, by an act of the Thirty-fifth (35th) General Assembly, Chapter 339, the sum of One Thousand (\$1000.00) Dollars was appropriated from the State Treasury for the purpose of indemnifying one Clara Bahls for personal injury sustained while working in the state institution for the deaf and dumb at Council Bluffs, Iowa, and the said sum was paid to the Executive Council of Iowa as trustee thereof for the benefit of the said Clara Bahls; and

Whereas, Emma Bahls, the sister of Clara Bahls, has been duly appointed as the legal guardian in Mower County, Minnesota, of the said Clara Bahls, and has qualified and given bond for the performance of her duties as such guardian. Now, therefore,

Be It Resolved by the Senate, the House concurring: That the Executive Council of Iowa is hereby empowered and authorized to deliver to the said Emma Bahls the sum of One Thousand (\$1000.00) Dollars with interest, to be held by the said Emma Bahls as the legal guardian of Clara Bahls, and that upon the payment of the said sum and the taking of a receipt therefor from the said guardian, the trusteeship of the said Executive Council in regard to the said fund is hereby terminated.

Senator Buser raised the point of order that as the foregoing resolution was a legislative order, it should follow the same course as a joint resolution.

The President held the point not well taken.

The resolution was ordered passed on file.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate File No. 176 and House File No. 29.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 25th day of February, 1925, sent to the governor for his approval, Senate File No. 176.

F. C. STANLEY, Chairman.

The report was adopted.

INTRODUCTION OF BILLS

Senate File No. 184, by Senator Bergman, a bill for an act to repeal the law as it appears in sections forty-six hundred thirty-eight (4638), forty-seven hundred eighty (4780), forty-seven hundred eighty-one (4781), forty-seven hundred eighty-two (4782), forty-seven hundred eighty-three (4783), forty-seven hundred eighty-four (4784), forty-seven hundred eighty-five (4785), forty-seven hundred eighty-six (4786), forty-seven hundred eighty-seven (4787), forty-seven hundred eighty-eight (4788), forty-seven hundred eighty-nine (4789), forty-seven hundred ninety (4790), forty-seven hundred ninety-one (4791), forty-seven hundred ninety-two (4792), forty-seven hundred ninety-three (4793), forty-seven hundred ninety-four (4794), forty-seven hundred ninety-six (4796), forty-seven hundred ninety-seven (4797), forty-seven hundred ninety-eight (4798), forty-seven hundred ninety-nine (4799), forty-eight hundred (4800), forty-eight hundred one (4801), forty-eight hundred three (4803), forty-eight hundred four (4804), forty-eight hundred five (4805), forty-eight hundred six (4806), forty-eight hundred seven (4807), forty-eight hundred eight (4808), forty-eight hundred nine (4809), forty-eight hundred ten (4810), forty-eight hundred eleven (4811), forty-eight hundred twelve (4812) and forty-eight hundred thirteen (4813) of the Code, 1924, and to amend the law as it appears in sections forty-six hundred thirty-six (4636), forty-seven hundred ninety-five (4795), forty-eight hundred fifteen (4815), and forty-eight hundred sixteen (4816) of the Code, 1924, relating to the township road system and the collection of poll tax, and providing for the inclusion of the township road system in the county road system, and the payment of poll taxes to the county treasurer.

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

Senate File No. 185, by Senator Buser, a bill for an act to amend section forty-six hundred ninety-nine (4699), Code 1924, relating to plans and specifications for highway improvements.

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

HOUSE MESSAGES CONSIDERED

House File No. 190, a bill for an act to amend section four thou-

sand seven hundred seven (4707) of the Code, 1924, relating to improvement of the primary and secondary road systems.

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

House File No. 133, a bill for an act to define, license, and regulate children's boarding homes.

Read first and second times and referred to committee on child welfare.

House File No. 132, a bill for an act to repeal chapter one hundred thirteen (113), of the Code, 1924, relating to maternity hospitals and to provide a substitute therefor.

Read first and second times and referred to committee on child welfare.

House File No. 196, a bill for an act to amend section thirty-one hundred seventeen (3117) of the Code, 1924, relating to affidavits and samples furnished by dealers in commercial feeds.

Read first and second time and referred to committee on agriculture.

REPORTS OF COMMITTEE

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 17, a bill for an act to amend, revise, and codify section thirteen thousand three hundred fifty-five (13355), Code, 1924, relating to costs and fees in prosecution for escapes from certain state institutions, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the word "made" after the word "be" in the fifth line of section one, and inserting in lieu thereof the word "collected".

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 20, a bill for an act to amend, revise, and codify sections thirteen thousand three hundred sixty-five (13365), thirteen thousand three hundred sixty-nine (13369), and thirteen thousand three

hundred seventy (13370), Code, 1924, relating to escapes from state institutions under the management of the board of control of state institutions and to acts and conduct in aid thereof, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 100, a bill for an act making it unlawful for any person to circulate or transmit to another any false statement, rumor or suggestion derogatory to the financial standing of any bank, savings bank, trust company or building and loan association, doing business in this state, and providing for a penalty for the violation thereof, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 77, a bill for an act to authorize judges to sit together in order to determine the punishment under pleas of guilty of murder in the first degree, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill be reported out without recommendation:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That the law as it appears in section twelve thousand nine hundred fourteen (12914) of the Code, 1924, be amended by striking from line six (6) after the word "penitentiary" the following:

"but if the defendant pleads guilty".

Also amend by striking from line seven (7) after the word "and" the following: "in either case".

Also amend by adding as an additional paragraph the following:

"Optional procedure. Upon a plea of guilty, of murder in the first degree, the presiding judge may call to his assistance any other two (2) judges of the district court of the state, and in such case, the said three (3) judges shall sit together, hear the evidence and determine whether the punishment shall be death or imprisonment for life at hard labor in the penitentiary, and in such case one of their number shall pass sentence and enter judgment accordingly."

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 132, a bill for an act to amend section fifty-four

(54), Code, 1924, relating to the publication of legislative acts, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Goodwin, House File No. 26, a bill for an act providing for the repeal of the law as it appears in section forty-two hundred two (4202) of the Code, 1924, and the enacting of a substitute therefor, relating to the opening and closing of polls in school elections, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Buser offered the following amendments and moved their adoption:

Amend by striking from line four (4) of section one (1) beginning after the word "districts" the following: "where there is a registration of voters" and inserting in lieu thereof the following: "in which a registration of voters is required".

Also amend said section by striking from line five (5) after the semicolon (;) following the abbreviation "P. M." the following: "in such other districts composed in whole or in part of cities or towns" and inserting in lieu thereof the following "in school districts where registration of voters is not required composed in whole or in part of cities or towns".

The amendment was adopted:

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Dean	Kern	Roberts
Bergman	Dotts	Langfitt	Schmedlicka
Bowman	Fackler	McLeland	Shane
Breakenridge	Fulton	Mills	Skromme
Brookhart	Gilchrist	Nelson	Slemmons
Brookins	Goodwin	Reed	Snook
Buser	Hartman	Rees	Stanley
Cavanaugh	Horchem	Rigby	White
Cessna	Johnston		

Nays, none.

Absent or not voting, 16.

Benson	Clearman	Haskell	Romkey
Browne	Darting	Kimberly	Shaff
Campbell	Ellis	Perkins	Shinn
Clark	Gunderson	Ramsey	Stoddard

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

On motion of Senator Schmedika, House File No. 9, a bill for an act to amend sections forty-one hundred thirty-six (4136), forty-one hundred forty-four (4144), and forty-one hundred forty-eight (4148) of the Code, 1924, relating to the election of boards of directors of independent school districts, was taken up and considered, the report of the committee having been previously adopted.

Further action was deferred.

On motion of Senator Schmedika, House File No. 50, a bill for an act making an appropriation for the payment of typewriter rental, fees of legislative chaplains and other expenses of the general assembly and the payment of mileage and additional compensation for certain officers of the special session of the Fortieth General Assembly, and the payment of expenses of certain mine inspectors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Schmedika moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was.

Ayes, 34.

Baird	Darting	Johnston	Roberts
Bergman	Dean	Kern	Schmedika
Breakenridge	Dotts	Langfitt	Shane
Brookhart	Fackler	McLeland	Skromme
Brookins	Fulton	Mills	Slemmons
Buser	Gilchrist	Nelson	Snook
Cavanaugh	Goodwin	Reed	Stanley
Cessna	Hartman	Rees	White
Clark	Horchem		

Nays, none.

Absent or not voting, 16.

Benson
Bowman
Browne
Campbell

Clearman
Ellis
Gunderson
Haskell

Kimberly
Perkins
Ramsey
Rigby

Romkey
Shaff
Shinn
Stoddard

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

S. F. 60 WITHDRAWN

By unanimous consent Senator Shane withdrew Senate File No. 60 from further consideration.

HOUSE AMENDMENTS CONSIDERED

Senator Goodwin called up for consideration Senate File No. 16, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking from lines three (3) and four (4) of section two (2) the words "Des Moines Capital and Des Moines Register", and inserting in lieu thereof the words "Des Moines Daily Record and Plain Talk".

Also by adding at the end of said section the words: "without expense to the state".

On the question "Shall the Senate Concur?" the vote was:

Ayes, 32.

Baird
Bergman
Breakenridge
Brookhart
Cavanaugh
Clark
Darting
Dean

Dotts
Fackler
Fulton
Gilchrist
Goodwin
Hartman
Horchem
Johnston

Kern
Langfitt
McLeland
Mills
Nelson
Reed
Rees
Rigby

Roberts
Schmedika
Shane
Skromme
Slemmons
Snook
Stanley
White

Nays, none.

Absent or not voting, 18.

Benson
Bowman
Brookins
Browne
Buser

Campbell
Cessna
Clearman
Ellis
Gunderson

Haskell
Kimberly
Perkins
Ramsey

Romkey
Shaff
Shinn
Stoddard

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Cavanaugh called up for consideration Senate File No. 87, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking out of section three (3) the words "Des Moines Register" and "Des Moines Capital" and place in lieu thereof the words "Des Moines Daily Record" and "Iowa Legionaire".

On the question "Shall the Senate Concur?" the vote was:

Ayes, 32.

Baird	Dean	Johnston	Roberts
Bergman	Dotts	Kern	Schmedika
Bowman	Fackler	Langfitt	Shane
Breakenridge	Fulton	McLeland	Skromme
Brookhart	Gilchrist	Mills	Slemmons
Cavanaugh	Goodwin	Nelson	Snook
Clark	Hartman	Reed	Stanley
Darting	Horchem	Rigby	White

Nays, none.

Absent or not voting, 18.

Benson	Cessna	Kimberly	Romkey
Brookins	Clearman	Perkins	Shaff
Browne	Ellis	Ramsey	Shinn
Buser	Gunderson	Rees	Stoddard
Campbell	Haskell		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Baird called up for consideration Senate File No. 108, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking from line four (4) of section one (1) the words and figures "and including line sixteen (16)", and inserting in lieu thereof the following words and figures: "the semi-colon in line twelve (12)".

On the question "Shall the Senate Concur?" the vote was:

Ayes, 31.

Baird	Dotts	Kern	Schmedika
Bergman	Fackler	Langfitt	Shane
Breakenridge	Fulton	McLeland	Skromme
Brookhart	Gilchrist	Mills	Slemmons
Cavanaugh	Goodwin	Nelson	Snook
Clark	Hartman	Reed	Stanley
Darting	Horchem	Rigby	White
Dean	Johnston	Roberts	

Nays, none.

Absent or not voting, 19.

Benson	Campbell	Haskell	Romkey
Bowman	Cessna	Kimberly	Shaff
Brookins	Clearman	Perkins	Shinn
Browne	Ellis	Ramsey	Stoddard
Buser	Gunderson	Rees	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

DORAN MEMORIAL RESOLUTION

Senator Skromme offered the following resolution and moved its adoption:

Whereas, Honorable Justin R. Doran, a member of the Senate in the Thirty-fifth and Thirty-sixth General Assemblies, died at his home in Beaver, Iowa,

Therefore, Be It Resolved by the Senate of the Forty-first General Assembly, that a committee of three be appointed to draft suitable resolutions to commemorate his life, character and services to the state.

The resolution was adopted and the President appointed as such committee Senators Skromme, Kern and Snook.

The journal of February 24th was corrected and approved.

On motion of Senator Reed that the Senate adjourned until 1:30 p. m. Wednesday, March 4th, as per House concurrent resolution duly adopted.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 4, 1925.

The Senate met in regular session, President Pro Tempore Ed H. Campbell presiding.

Prayer was offered by the Rev. DeWitt L. Foster, pastor of the First Friends church, of Des Moines, Iowa.

On motion of Senator Shane, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Dean for the day on request of Senator Stoddard; Senator Baird for the day on request of Senator Buser; Senator Ellis for the day on request of Senator Roberts; Senator Gilchrist for the day on request of Senator Roberts; Senator Breakenridge for the day on request of Senator Fackler; Senator Kimberly for the day on request of Senator Brookhart; Senator Rigby for the day on request of Senator Bergman; Senator Shaff for the day on request of Senator Bergman.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Haskell, from citizens of Cedar Rapids, Iowa, urging passage of Senate File No. 129 and House File No. 138. Public health.

By Senator Mills, from Business and Professional Women's Club of Cedar Rapids, Iowa, protesting income tax measure. Ways and means.

By Senator Stoddard, from Business and Professional Women's Club of Cedar Rapids, Iowa, protesting income tax measure. Ways and means.

INTRODUCTION OF BILLS

Senate File No. 186, by Senator Fackler, a bill for an act to

authorize the executive council to assess property which has been omitted from regular assessments.

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

Senate File No. 187, by Senator Buser, a bill for an act to amend section ninety-seven hundred fifty-two (9752), and to amend, revise, and codify sections ninety-seven hundred fifty-three (9753) to ninety-seven hundred fifty-nine (9759), inclusive, and section ninety-seven hundred ninety-three (9793), Code 1924, relating to the storage of agricultural products.

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

President Kimball took the chair at 1:45 p. m.

Senate File No. 188, by Senator Buser, a bill for an act to make section ninety-one hundred seventy-six (9176), Code 1924, applicable to state banks and loan and trust companies, relating to the amount of deposits which said banks and trust companies may receive.

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

Senate File No. 189, by Senator Buser, a bill for an act to amend, revise, and codify section ninety-two hundred twenty (9220), and to amend section ninety-two hundred thirty-three (9233), Code 1924, relating to the use and loaning of the funds and deposits of state and savings banks, and to the publication of reports of bank examinations.

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

Senate File No. 190, by Senator Ramsey, a bill for an act to amend sections one hundred fifty-six (156), one hundred sixty-two (162), one hundred sixty-three (163), one hundred sixty-five (165), one hundred sixty-six (166), and two hundred fifteen (215), Code 1924, relating to the preparation and printing of the session laws, and to provide for the distribution of certain public documents.

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

Senate File No. 191, by Senator Romkey, a bill for an act to amend section one thousand nine hundred twenty-four (1924) of the Code 1924, to include articles or mixtures containing alcohol which can be converted into a beverage without any chemical process.

Read first and second times and referred to committee on suppression of intemperance.

Senate File No. 192, by Senator Mills, a bill for an act to provide for the division of consolidated school districts into wards, to provide for the election of a director from each ward, to terminate the term of office of certain directors, and to elect their successors, and to amend, revise, and codify section forty-one hundred seventy-one (4171), Code 1924, relating to such districts.

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

SENATE CONCURRENT RESOLUTION NO. 10

Senator Brookins offered the following resolution:

Be It Resolved by the Senate, the House concurring, That the Forty-first General Assembly adjourn, sine die, at twelve o'clock noon, Friday, March 27, 1925.

The resolution was laid over under the rules.

CALL OF THE SENATE FILED

MR. PRESIDENT: We, the undersigned members of the Senate, hereby request a call of the Senate beginning March 9th at 10 a. m. and lasting until final adjournment of the Senate.

A. T. BROOKINS.
J. A. NELSON.
R. C. MILLS.
C. J. FULTON.
C. S. BROWNE.
J. D. BUSER.
O. E. GUNDERSON.
H. A. DARTING.
A. H. BERGMAN.

GEO. S. HARTMAN.
H. C. WHITE.
J. N. LANGFITT.
C. A. BENSON.
FRANK SHANE.
S. E. FACKLER.
B. M. STODDARD.
GEO. F. SLEMMONS.

Senator Brookhart raised the point of order that a call of the Senate to be continuous from March 9th to final adjournment would keep the members here continuously day and night until the Senate finally adjourns.

The President held the point well taken, but ruled that same did not change the effect of the call.

HOUSE AMENDMENTS CONSIDERED

Senator Shane called up for consideration Senate File No. 6, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking out all of lines eight (8), nine (9), and ten (10) of section two (2) and inserting in lieu thereof the following: "board of waterworks trustees in registered bonds of the United States and of the state of Iowa, and United States treasury certificates, to the amount of and not exceeding the outstanding bonds."

On the question "Shall the Senate concur?" the vote was:

Ayes, 34.

Benson	Clark	Kern	Romkey
Bergman	Clearman	Langfitt	Schmedika
Bowman	Darting	McLeland	Shane
Brookhart	Dotts	Mills	Skromme
Brookins	Fackler	Perkins	Slemmons
Buser	Fulton	Reed	Snook
Campbell	Hartman	Rees	Stanley
Cavanaugh	Haskell	Roberts	Stoddard
Cessna	Horchem		

Nays, none.

Absent or not voting, 16.

Baird	Ellis	Johnston	Rigby
Breakenridge	Gilchrist	Kimberly	Shaff
Browne	Goodwin	Nelson	Shinn
Dean	Gunderson	Ramsey	White

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Brookhart called up for consideration Senate File No. 38, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking out all of section one (1) and substituting in lieu thereof the following:

Section 1. Section nine thousand two hundred forty-eight (9248) of the Code, 1924, is hereby amended by striking out the word "thirty" in line eight (8) thereof and substituting therefor the word "ten"; also, by inserting after the word "thereof" in line eight (8) of said section the words "by personal service or"

Section nine thousand two hundred forty-eight (9248) is also amended by adding at the end of said section the following: "Should the proceeds of a sale hereunder of all of the stock of any stockholder be insufficient to satisfy his entire assessment liability he shall be personally liable for the deficiency, which may be collected by suit brought in the name of the bank against such stockholder."

On the question "Shall the Senate concur?" the vote was:

Ayes, 30.

Benson	Clearman	Kern	Romkey
Bergman	Darting	Langfitt	Shane
Bowman	Dotts	McLeland	Skronime
Brookhart	Fackler	Mills	Snook
Brookins	Gunderson	Perkins	Stanley
Campbell	Hartman	Reed	Stoddard
Cavanaugh	Haskell	Rees	White
Clark	Horchem		

Nays, none.

Absent or not voting, 20.

Baird	Dean	Johnston	Roberts
Breakenridge	Ellis	Kimberly	Schmedika
Browne	Fulton	Nelson	Shaff
Buser	Gilchrist	Ramsey	Shinn
Cessna	Goodwin	Rigby	Slemmons

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Fulton, Senate File No. 132, a bill for an act to amend section fifty-four (54), Code 1924, relating to the publication of legislative acts, with report of committee recommending passage, was taken up, considered, rules suspended, and the report of the committee adopted.

The bill was read for information.

Senator Fulton moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Benson	Clearman	Kern	Schmedika
Bergman	Darting	Langfitt	Shane
Bowman	Dotts	McLeland	Skromme
Brookhart	Fackler	Mills	Slemmons
Brookins	Fulton	Perkins	Snook
Buser	Gunderson	Reed	Stanley
Campbell	Hartman	Rees	Stoddard
Cavanaugh	Haskell	Romkey	White
Cessna	Horchem		

Nays, none.

Absent or not voting, 16.

Baird	Dean	Johnston	Rigby
Breakenridge	Ellis	Kimberly	Roberts
Browne	Gilchrist	Nelson	Shaff
Clark	Goodwin	Ramsey	Shinn

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

Senator Fulton moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Skromme, House Joint Resolution No. 1, agreeing to a proposed amendment to the constitution of the state of Iowa by striking out the word "male" from section four (4) of article three (3) of said constitution, relating to the legislative department, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The resolution was read for information.

JOINT RESOLUTION

Agreeing to a proposed amendment to the constitution of the state of Iowa by striking out the word "male" from section four (4) of article three (3) of said constitution, relating to the legislative department.

Whereas, by House Joint Resolution Number Five (5) of the Fortieth General Assembly, which resolution was approved February 23, 1923, 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 Fortieth General Assembly and entered upon its official, printed journal at pages 564 and 565 with the yeas and nays taken thereon, and was agreed to by a majority of the members elected to the Senate of said General Assembly, and entered upon its official, printed journal at page 504 with the yeas and nays taken thereon; and

Whereas, said proposed amendment was in words and figures as follows, to wit:

"Strike out the word 'male' from section four (4) of article three (3) of said constitution, relating to the legislative department."; and

Whereas, the said resolution and proposed amendment have been published as provided by law and have been referred to this, the Forty-first 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 as contained in and proposed by said House Joint Resolution Number Five (5) of the Fortieth General Assembly, being in words and figures as follows, to wit:

"Strike out the word 'male' from section four (4) of article three (3) of said constitution, relating to the legislative department.",
be and the same is hereby agreed to, enacted and adopted by the Forty-first General Assembly.

Senator Skromme moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the resolution pass?" the vote was:

Ayes, 34.

Benson	Clark	Kern	Shane
Bergman	Clearman	Langfitt	Shinn
Brookhart	Darting	McLeland	Skromme
Brookins	Fackler	Mills	Slemmons
Browne	Fulton	Perkins	Snook
Buser	Gunderson	Reed	Stanley
Campbell	Hartman	Romkey	Stoddard
Cavanaugh	Haskell	Schmedika	White
Cessna	Horchem		

Nays, none.

Absent or not voting, 16.

Baird	Dotts	Johnston	Rees
Bowman	Ellis	Kimberly	Rigby
Breakenridge	Gilchrist	Nelson	Roberts
Dean	Goodwin	Ramsey	Shaff

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

SIFTING COMMITTEE RESOLUTION

Senator Buser offered the following resolution:

Be It Resolved by the Senate of the General Assembly of Iowa: That the President of the Senate shall on or before Wednesday, March 25, 1925, appoint a sifting committee of seven members to which shall be

referred all bills other than appropriation bills, and that beginning Saturday, March 28, 1925, no bills shall be considered except appropriation bills and bills then upon the Senate calendar unless reported by said sifting committee. And no bills shall be reported or considered by the Senate that have been reported for indefinite postponement.

The resolution was laid over under the rules.

By unanimous consent on request of Senator Brookhart, the rules were suspended, and House File No. 17, a bill for an act to amend, revise, and codify section thirteen thousand three hundred fifty-five (13355), Code, 1924 relating to costs and fees in prosecutions for escapes from certain state institutions, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking the word "made" after the word "be" in the fifth line of section one, and inserting in lieu thereof the word "collected".

By unanimous consent on request of Senator Brookhart the word "fifth" was stricken from the amendment and the word "eighth" inserted in lieu thereof.

The bill was read for information.

Senator Brookhart moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Benson	Clearman	Kern	Shane
Bergman	Darting	Langfitt	Shinn
Brookhart	Fackler	McLeland	Skromme
Brookins	Fulton	Mills	Slemmons
Browne	Goodwin	Perkins	Snook
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Hartman	Rees	Stoddard
Cessna	Haskell	Schmedika	White
Clark	Horchem		

Nays, none.

Absent or not voting, 16.

Baird	Dean	Johnston	Rigby
Bowman	Dotts	Kimberly	Roberts
Breakenridge	Ellis	Nelson	Romkey
Buser	Gilchrist	Ramsey	Shaff

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

By unanimous consent on request of Senator Brookhart, the rules were suspended, and House File No. 20, a bill for an act

to amend, revise, and codify sections thirteen thousand three hundred sixty-five (13365), thirteen thousand three hundred sixty-nine (13369), and thirteen thousand three hundred seventy (13370), Code, 1924, relating to escapes from state institutions under the management of the board of control of state institutions and to acts and conduct in aid thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Brookhart moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Benson	Clark	Horchem	Schmedika
Bergman	Clearman	Kern	Shane
Bowman	Darting	Langfitt	Shinn
Brookhart	Fackler	McLeland	Skromme
Brookins	Fulton	Mills	Slemmons
Buser	Goodwin	Perkins	Snook
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Hartman	Rees	Stoddard
Cessna	Haskell	Romkey	White

Nays, none.

Absent or not voting, 14.

Baird	Dotts	Kimberly	Rigby
Breakenridge	Ellis	Nelson	Roberts
Browne	Gilchrist	Ramsey	Shaff
Dean	Johnston		

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

By unanimous consent on request of Senator Shinn, the rules were suspended, and Senate File No. 77, a bill for an act to authorize judges to sit together in order to determine the punishment under pleas of guilty of murder in first degree, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That the law as it appears in section twelve thousand nine hundred fourteen (12914) of the Code, 1924, be amended by striking from the six (6) after the word "penitentiary" the following:

"but if the defendant pleads guilty".

Also amend by striking from line seven (7) after the word "and" the following: "in either case".

Also amend by adding as an additional paragraph the following:

"Optional procedure. Upon a plea of guilty, of murder in the first degree, the presiding judge may call to his assistance any other two (2) judges of the district court of the state, and in such case, the said three (3) judges shall sit together, hear the evidence and determine whether the punishment shall be death or imprisonment for life at hard labor in the penitentiary, and in such case one of their number shall pass sentence and enter judgment accordingly."

President Pro Tem Campbell was called to the chair at 3 p. m.

President Kimball resumed the chair at 3:05 p. m.

By unanimous consent on request of Senator Brookhart the word "and" was inserted after the word "penitentiary" in line 6 of section 1.

The bill was read for information.

Senator Shinn moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 16.

Bowman	Cessna	Hartman	Schmedika
Brookhart	Darting	Horchem	Shinn
Brookins	Fackler	Mills	Skromme
Campbell	Fulton	Romkey	Snook

Nays, 19.

Benson	Goodwin	McLeland	Slemmons
Bergman	Gunderson	Perkins	Stanley
Buser	Haskell	Reed	Stoddard
Cavanaugh	Kern	Rees	White
Clearman	Langfitt	Shane	

Absent or not voting, 15.

Baird	Dean	Johnston	Rigby
Breakenridge	Dotts	Kimberly	Roberts
Browne	Ellis	Nelson	Shaff
Clark	Gilchrist	Ramsey	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

S. F. 88 PLACED ON CALENDAR

On request of Senator Brookhart Senate File No. 88 was ordered out of the committee and placed on the calendar.

The journal of February 25th was corrected and approved.

On motion of Senator Buser the Senate adjourned until 10 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 5, 1925.

The Senate met in regular session, President Pro Tempore Ed H. Campbell presiding.

Prayer was offered by Rev. Wm. Mack, pastor of the Presbyterian church, of Atlantic, Iowa.

President Kimball took the chair at 10:03 a. m.

On motion of Senator White, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Hartman, from Polk County Medical Society, urging passage of bill providing for appropriation for Iowa State Medical Library. Appropriations.

By Senator Hartman, from Journeymen Barbers International Union of America, Local 520, protesting passage of Senate File No. 129 and House File No. 138. Public health.

By Senator Haskell, from citizens of Linn county, protesting passage of income tax measure. Ways and means.

By Senator Gunderson, from citizens of Winnebago county, relating to distribution of the gasoline tax. Ways and means.

By Senator Browne, from citizens of Jackson county, urging passage of House File No. 227. Public schools.

By Senator Rees, from Polk County Medical Society, urging passage of bill providing for appropriation for Iowa State Medical Library. Appropriations.

By Senator Rees, from Iowa Daily Press Association, protesting passage of income tax measure. Ways and means.

By Senator Rees, from Olive Branch, Local No. 187, Farmers Union, protesting eighty-five million dollar bond issue, favoring gasoline tax, protesting further extension of control of State Highway Commission, favoring bank guarantee measure, and favoring election of county superintendent by popular vote. Ways and means. Highways. Banks. Elections.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Kimberly for the day on request of Senator Buser; Senator Baird for the day on request of Senator Buser; Senator Dean for the day on request of Senator Roberts; Senator Ellis for the day on request of Senator Roberts; Senator Gilchrist for the day on request of Senator Roberts.

INTRODUCTION OF BILLS

Senate File No. 193, by Senator Shinn, a bill for an act to amend section seven thousand six hundred (7600), Code, 1924, relative to inter-county levee or drainage districts.

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

Senate File No. 194, by Senator Cavanaugh, a bill for an act to amend, revise, and codify section fifty-three hundred sixty-seven (5367), Code 1924, relating to the power of the board of supervisors to contract for hospital wards in public or private hospitals and to authorize a levy therefor.

Read first and second times and referred to committee on public health.

Senate File No. 195, by Senator Buser a bill for an act to regulate the investment of the capital and surplus of corporations engaged in the business of banking.

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

Senate File No. 196, by Senator Buser, a bill for an act to amend, revise, and codify section nine hundred five (905), Code 1924, relating to the purchase of voting machines.

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

Senate File No. 197, by Senator Fulton, a bill for an act making an appropriation for the erection of a monument in Cedar Township, Jefferson County, Iowa, to mark the grave of Jacob Wiley, a soldier of the American Revolution.

Read first and second times and referred to committee on military affairs.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House File No. 10.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that he had, on February 25, 1925, approved Senate Files Nos. 5, 64, 82, 85 and 176.

THIRD READING OF BILLS

On motion of Senator Bowman, Senate File No. 135, a bill for an act imposing a license fee on gasoline used or sold for use in the state of Iowa, providing for the payment, collection, refund, distribution and expenditure thereof: fixing a standard for gasoline sold for use in the state and providing penalties for violation of the law; also amending sections four thousand nine hundred ninety-nine (4999) and four thousand six hundred thirty-five (4635) of the Code, 1924, and repealing section five thousand one (5001) of the Code, 1924, relating to road funds, the committee having reported same out without recommendation, was taken up, considered.

There having been a call of the Senate filed on this bill the roll was called, and revealed the presence of the following senators:

Benson	Clark	Johnston	Romkey
Bergman	Clearman	Kern	Schmedika
Bowman	Darting	Langfitt	Shaff
Breakenridge	Dotts	McLeland	Shane
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Browne	Goodwin	Perkins	Slemmons
Buser	Gunderson	Ramsey	Snook
Campbell	Hartman	Reed	Stanley
Cavanaugh	Haskell	Rees	Stoddard
Cessna	Horchem	Roberts	White

Senator Johnston moved that Senate File No. 135 by Bowman and Senate File No. 39 by Bergman, both being gasoline tax bills, be made a special order for 11 a. m. on Tuesday, March 10th.

Senator Brookhart raised the point of order that the Senate can not set two bills for hearing at exactly the same time and make special orders of them.

The President held the point not well taken.

Senator Buser moved to amend the motion by adding "and that they be considered in the order in which they are named in the motion."

The amendment was adopted.

On the question "Shall the motion prevail?" the vote was:

Ayes, 29.

Benson	Darting	Johnston	Shaff
Bergman	Fackler	Langfitt	Shane
Breakenridge	Fulton	Mills	Shinn
Campbell	Goodwin	Perkins	Slemmons
Cavanaugh	Hartman	Ramsey	Stanley
Cessna	Haskell	Reed	Stoddard
Clark	Horchem	Roberts	White
Clearman			

Nays, 13.

Bowman	Buser	McLeland	Schmedika
Brookhart	Dotts	Nelson	Skromme
Brookins	Gunderson	Romkey	Snook
Browne			

Absent or not voting, 8.

Baird	Ellis	Kern	Rees
Dean	Gilchrist	Kimberly	Rigby

The motion prevailed and Senate Files Nos. 135 and 39 were made a special order for next Tuesday at 11 a. m.

THIRD READING OF BILLS

On motion of Senator Romkey, Senate File No. 51, a bill for an act to repeal sub-division one (1) of section eleven thousand seven (11007) of the Code of 1924, and enacting in lieu thereof limitations relative to certain actions, the committee having reported the same out without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Romkey offered the following amendment and moved its adoption:

Amend by striking all after the enacting clause and substituting the following:

Section 1. Section eleven thousand seven (11007) of the Code, 1924, is amended by striking from line eight of paragraph one (1) the word "sixty", and inserting in lieu thereof the word "thirty".

Also amend the title by striking all after the word "to" in line one (1) and inserting the following: Amend subsection one (1) of section eleven thousand seven (11007) of the Code, 1924, relative to the time notice must be filed.

The amendment was adopted.

The bill was read for information.

Senator Romkey moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 19.

Benson	Darting	Mills	Shaff
Bergman	Dotts	Perkins	Shane
Breakenridge	Goodwin	Reed	Snook
Buser	Haskell	Romkey	Stoddard
Clearman	McIeland	Schmedika	

Nays, 25.

Bowman	Clark	Johnston	Roberts
Brookhart	Fackler	Kern	Shinn
Brookins	Fulton	Langfitt	Skromme
Browne	Gunderson	Nelson	Slemmons
Campbell	Hartman	Ramsey	Stanley
Cavanaugh	Horchem	Rees	White
Cessna			

Absent or not voting, 6.

Baird	Ellis	Kemberly	Rigby
Dean	Gilchrist		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Clark, House File No. 24, a bill for an act to amend, revise, and codify chapter thirty-seven (37), Code, 1924, relating to nominations by caucus, convention, or petition, with report of committee recommending passage, was taken up and considered, the report of the committee having been previously adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 11, line four (4) the words "may be" and inserting the words "is required to be".

The amendment was adopted.

The bill was read for information.

Senator Clark moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Benson	Clark	Langfitt	Romkey
Breakenridge	Clearman	McLeland	Schmedika
Brookhart	Fackler	Mills	Shane
Brookins	Fulton	Nelson	Shinn
Browne	Goodwin	Perkins	Skromme
Buser	Gunderson	Reed	Slemmons
Campbell	Haskell	Rees	Snook
Cavanaugh	Horchem	Roberts	White
Cessna	Johnston		

Nays, 4.

Darting	Dotts	Ramsey	Stanley
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Absent or not voting, 12.

Baird	Ellis	Kimberly	Stoddard
Bergman	Gilchrist	Rigby	
Bowman	Hartman	Shaff	
Dean	Kern		

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

Senator Clark moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Fulton, Senate File No. 56, a bill for an act to provide for the organization, operation and supervision of savings and credit associations to be termed "Credit Unions" and to define their powers, and placing them under the control of the banking department, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking the word "the" from the end of line 26 and inserting the word "this" in lieu thereof.

The amendment was adopted.

The bill was read for information.

Senator Fulton moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Benson	Clark	Langfitt	Schemdika
Bergman	Darting	McLeland	Shaff
Bowman	Dotts	Mills	Shane
Breakenridge	Fackler	Nelson	Shinn
Brookhart	Fulton	Perkins	Skrommé
Brookins	Goodwin	Ramsey	Slemmons
Browne	Gunderson	Reed	Snook
Buser	Hartman	Rees	Stanley
Campbell	Haskell	Roberts	Stoddard
Cavanaugh	Horchem	Romkey	White
Cessna	Johnston		

Nays, none.

Absent or not voting, 8.

Baird	Dean	Gilchrist	Kimberly
Clearman	Ellis	Kern	Rigby

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

Senator Fulton moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Stoddard moved that "The Independent Order of Has-Beens" (ex-senators) be extended the courtesy of the Senate on Thursday afternoon, March 12th, at 2 p. m.

The motion prevailed.

REFERENCE OF SENATE FILE NO. 2

Sub-committees to whom have been referred the different sections by the chairman of the committee on appropriations:

Department	Sections	Sub-committee
Board of Control.....	11-48	
Board of Parole.....	34	Perkins, Roberts, Shaff
Board of Education.....	14-49	Gilchrist, Breakenridge Horchem, Goodwin
Medical and Surgical Treatment....	51	
Attorney General.....	4	Reed, White, Buser
Supt. Public Instruction.....	39	
Executive Council.....	16-17	
Secretary of State.....	44	
Retrenchment and Reform.....	52	
Custodian	12	
Governor	23	
Board of Audit.....	5	
State Printing Board.....	37-38	
Treasurer of State.....	46	
Auditor of State.....	6-54	
Director of Budget.....	8	
State Fair Board.....	18	Bergman, Brookins, Nelson
Geological Survey.....	22	
State Entomologist.....	15	
Board of Conservation.....	10	
Department of Agriculture.....	3	
Agricultural Societies.....	19	
Clerk of Supreme Court.....	9	Haskell, Bowman, Hartman
Reporter of Supreme Court.....	43	
Iowa Industrial Commission.....	27	
Pharmacy Department.....	33	
Railroad Commission.....	41	
Department of Health.....	24	
Mine Inspector.....	33	
Department of Insurance.....	28-53	
State Fire Marshal.....	20	
Board of Mine Examiners.....	3	
District Court Judges.....	13-32	
Supreme Court.....	45	
Bureau of Labor.....	29	
Historical Department.....	25	Dean, Fackler, Langftt
Commission of Uniform Laws.....	50	
Adjutant General.....	2	
Grand Army of the Republic.....	21	
Relief	42	
Pioneer Law Makers.....	36	
Library Commission.....	31	
State Library.....	30	
Historical Society.....	26	
Bacteriological Survey.....	7	

B. M. STODDARD, *Chairman.*

REPORT OF COMMITTEE

Senator Romkey submitted the following report:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred Senate File No. 191, a bill for an act to amend section one thousand nine hundred twenty-four (1924) of the Code, 1924, to include articles or mixtures containing alcohol which can be converted into a beverage without any chemical process, begs leave to report it has had the same under consideration and recommends the same do pass.

E. W. ROMKEY, *Chairman*.

Ordered passed on file.

S. F. 61 AND 95 MADE SPECIAL ORDERS

On motion of Senator Gunderson Senate File No. 61 was made a special order for 10:30 a. m. Monday, March 9th.

On motion of Senator Buser Senate File No. 95 was made a special order for 11 a. m. Monday, March 9th.

BILL SIGNED BY PRESIDENT

The President announced that as President of the Senate, in the presence of the Senate, he had signed House File No. 10.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 61 by striking all of said bill after the enacting clause and substituting in lieu thereof the following:

Section 1. That the law as it appears in section five hundred eighty (580) of the Code, 1924, be amended by striking the words "thirty-five" in line 5 thereof and inserting in lieu thereof the words "twenty-five".

Also, that the law as it appears in section five hundred ninety-three of the Code, 1924, be amended by striking from line 6 the words "thirty-five" and inserting in lieu thereof the words "twenty-five".

ED H. CAMPBELL.

MR. PRESIDENT: I move to amend Senate File No. 100 by striking out all of section 2 thereof and substituting the following:

"Sec. 2. Any person found guilty of violating the provisions of section one (1) of this act, shall be guilty of a misdemeanor and shall be punished by a fine of not more than five hundred dollars (\$500.00) or by imprisonment in the county jail for not more than six (6) months, or by both such fine and imprisonment."

C. F. JOHNSTON.

The journal of March 4th was corrected and approved.

On motion of Senator Buser the Senate adjourned until 9:30 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 6, 1925.

The Senate met in regular session, President Pro Tem Ed H. Campbell presiding.

Prayer was offered by H. E. McGrew, president of Penn College, Oskaloosa, Iowa.

On motion of Senator Shinn, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Rigby for the day on request of Senator Buser; Senator Baird for the day on request of Senator Buser; Senator Gilchrist for the day on request of Senator Stoddard.

PETITIONS AND MEMORIALS

By Senator Johnston, editorial appearing in The Mason City Globe-Gazette, February 23, 1925, protesting passage of income tax measure. Ways and means.

By Senator Johnston, copy of letter written by the Governor of Wisconsin, relative to operation of income tax law in that state. Ways and means.

By Senator Browne, from Business and Professional Women's Club of Cedar Rapids, Iowa, protesting passage of income tax measure. Ways and means.

By Senator Buser, from citizens of Muscatine county, urging passage of Senate File No. 90. Judiciary No. 1.

By Senator Brookins, from citizens of New Hampton, Iowa, urging passage of Senate File No. 90. Judiciary No. 1.

COMMUNICATIONS FROM OTHER STATES

The secretary read Senate Joint Resolution No. 6, state of Nevada, relating to application to the Congress of the United States to call a

convention for proposing an amendment to article XVIII of the amendments to the Constitution of the United States.

Referred to committee on suppression of intemperance.

The secretary read Joint Resolution No. 9, 1925, from the secretary of state, state of Wisconsin, relating to interstate bridges or tunnels across rivers forming the boundary lines between Wisconsin, Minnesota, Michigan and Iowa.

Referred to committee on highways.

INTRODUCTION OF BILLS

Senate File No. 198, by Senator Romkey, a bill for an act to amend section five thousand nine hundred and seventy-four (5974) of the Code, 1924, relating to definitions in the chapter entitled Street Improvements, Sewers and Special Assessments.

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

Senate File No. 199, by Senator Stanley, a bill for an act to amend section three hundred ninety-three (393), of the Code, 1924, relating to the auditing of claims and to provide for the transfer of certain funds to the general fund of the state.

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

Senate File No. 200, by Senator Buser, a bill for an act to amend the provisions of chapter two hundred forty-one (241) of the Code, 1924, relating to the improvement of the primary and secondary road systems, so as to remove therefrom all provisions for the payment of portions of the costs of said improvements by special assessments on property.

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

Senate File No. 201, by Senator Buser, a bill for an act to amend section twelve thousand forty-one (12041), Code 1924, relating to the appointment of referees to examine the accounts of executors and administrators, and to the duty of county officers to account for fees collected under such appointment.

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

Senate File No. 202, by Senator Cavanaugh, a bill for an act to amend section eleven hundred fifty-seven (1157), Code 1924, relating to the filling of vacancies in city or town offices.

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

Senate File No. 203, by Senator Snook, a bill for an act to provide for a threshers lien.

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

Senate File No. 204, by Senator Roberts, a bill for an act to amend the law as it appears in section nine thousand two hundred twenty-three (9223) of the Code, 1924, relating to the limiting of liabilities to state and savings banks, and providing for civil liability for a violation thereof.

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

President Kimball took the chair at 9:45 a. m.

Senate File No. 205, by Senator Bergman, a bill for an act to amend the law as it appears in Title Eight (VIII) of the Code, 1924, relating to the regulation of the occupation of barbering by creating a board of examiners for the licensing of persons to carry on such practice, and fixing the fees to be charged therefor; for regulating the sanitation of barber shops, schools and colleges, for preventing the spreading of contagious and infectious diseases, for promoting the health and safety of the general public, and providing penalties for the violation thereof.

Read first and second times and referred to committee on public health.

Senate File No. 206, by Senator Breakenridge, a bill for an act making an appropriation to cover the cost of construction of a

draw bridge across the navigable channel, connecting East Okoboji and West Okoboji lakes in Dickinson county, Iowa.

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

Senate File No. 207, by Senator Clearman, a bill for an act relative to marginal notations of releases of mortgages and contracts, upon the margin of the record thereof.

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

Senate File No. 208, by Senator Breakenridge, a bill for an act to legalize the transfer of a portion of the county bridge fund of Palo Alto county, Iowa, to the county road building fund.

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

Senate File No. 209, by Senator Schmedika, a bill for an act to amend, revise, and codify section seventy-two hundred fourteen (7214), Code 1924, relating to interest on unpaid installments of taxes.

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

Senate File No. 210, by Senator Clearman, a bill for an act providing for registration of all dealers in agricultural lime; to provide for securing samples of agricultural lime and analysis thereof; to furnish analyses to dealers, and for the posting of such analysis, and providing penalty for the violation of the provisions hereof.

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

S. F. 197 REREFERRED

By unanimous consent on request of Senator Mills Senate File No. 197 was withdrawn from the committee on military affairs and rereferred to the committee on appropriations.

REPORTS OF COMMITTEES

Senator Slemmons submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs to which was referred Senate File No. 114, a bill for an act to amend sections 1065 and 1066, and to repeal section 1067, Code 1924; to provide the amount of the bond to be given by county treasurers, and to provide the method of reimbursing counties for losses of public funds, begs leave to report it has had the same under consideration and returns the bill without recommendation.

GEO. F. SLEMMONS, *Chairman.*

Ordered passed on file.

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 133, a bill for an act relating to the election of councilmen in cities and towns, including cities acting under special charter, commission and manager plan, begs leave to report it has had the same under consideration and recommends the same as amended be indefinitely postponed.

Amend by striking the word "including" in the first line of section one (1), and substituting the word "except".

Amend section one (1), line twelve (12), by inserting after the word "members" the words "for a term of four years".

Amend section one (1), line two (2), by striking the word "acting" and the words "special charter" and the comma (,) following the word "charter".

Amend section one (1), line fourteen (14), by striking the word "there-with" and substituting the word "herewith".

Amend section one (1), line thirteen (13), by striking the words "that year".

Amend the title by striking the words "including", "acting", and "special charter," and inserting the word "except" after the word "towns". Also amend the title by changing the period (.) at the end of the title to a comma (,) and adding the words "and fixing the term of councilmen".

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 94, a bill for an act to authorize and empower the governing board of any cemetery association, and any town, city or village having a cemetery under its control, to make a reasonable annual assessment upon the lots in said cemetery not already under perpetual care, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section one (1), line four (4), by inserting after the word "cemetery" the words "except where the purchase price of the lots included perpetual care".

Also amend section one (1), line four (4), by striking the words "two cents" and inserting the words "one cent".

Also amend section one (1), line twenty-two (22), by striking the words "a sufficient amount of".

Also amend section one (1), line sixteen (16), by inserting after the word "lot" the words "and not exceeding one-half the unoccupied portion of said lot".

Also amend section two (2), line two (2), by striking the word "shall" and the words "of such estate" and inserting before the word "allow" the word "may".

Also amend section two (2), line four (4), by striking the word "perpetually" and substituting the word "perpetual" before the word "care".

Also amend by striking the period (.) after the word "care" in line four of the title and substituting a comma (,) and inserting the words "and to enforce collection of same."

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 118, a bill for an act granting to the city of Des Moines certain real estate comprising abandoned river channels of Des Moines and Raccoon rivers, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the the bill do pass:

Amend by striking from section one (1) lines one (1) and two (2) and inserting in lieu thereof the following:

"There is hereby granted to the city of Des Moines by the state of Iowa".

Also amend by inserting as section two (2) the following:

"Section 2. The Governor is hereby instructed to execute a deed according to the provisions of section ten thousand two hundred thirty-two (10232) of the Code, 1924, conveying title to the above described property to the city of Des Moines, Iowa, reserving the reversion to the state of Iowa in accordance with the provisions of this act."

Also amend by renumbering section "two (2)" as section "three (3)".

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 153, a bill for an act to appropriate sufficient funds to pay the maintenance tax against state lands in Drainage District No.

13 located in Muscatine and Louisa counties, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred House File No. 190, a bill for an act to amend section four thousand seven hundred seven (4707) of the Code, 1924, relating to improvement of the primary and secondary road systems, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred House File No. 46, a bill for an act making it unlawful for any person improving a highway crossing a railroad to leave deposits of dirt, gravel, stone or other substance on such railroad, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 166, a bill for an act to fix the standard width of public roads in the state at 50 feet, and regulating the removal of poles and fences to conform thereto, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. O. SHAFF, *Chairman*.

Ordered passed on file.

Senator Hartman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred House File No. 70, a bill for an act to amend section twenty-six hundred forty-four (2644), Code, 1924, relating to contagious and infectious diseases among animals, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. S. HARTMAN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred Senate File No. 180, a bill for an act to repeal sections sixteen hundred seventy-nine (1679), sixteen hundred eighty (1680), sixteen hundred eighty-one (1681), sixteen hundred eighty-two (1682), sixteen hun-

dred eighty-three (1683), sixteen hundred eighty-four (1684), of the code of 1924, relating to regulations concerning the safety, installation, equipment, and maintenance of passenger and freight elevators and to enact a substitute therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. S. HARTMAN, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 158, a bill for an act relative to weeds, enforceable by cities and towns under special charter.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 131, a bill for an act to define, license, and regulate child-placing agencies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 117, a bill for an act relating to the jurisdiction of boards of supervisors in purchasing or condemning right of way of the primary road system.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 157, a bill for an act relative to notice of special assessment for destruction of noxious weeds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 195, a bill for an act relating to eradication of bovine tuberculosis.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator Stoddard, House File No. 32, a bill for an act to amend chapter five hundred seven (507) of title thirty-two (32) of the Code, 1924, relating to settlement of estates, and making provision for hearing and notice on applications to sell or mortgage real estate, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Benson	Clark	Horchem	Reed
Bergman	Clearman	Johnston	Roberts
Breakenridge	Dotts	Kern	Shane
Brookhart	Fackler	Langfitt	Skromme
Brookins	Fulton	McLeland	Slemmons
Browne	Goodwin	Mills	Stanley
Campbell	Gunderson	Perkins	Stoddard
Cavanaugh	Hartman	Ramsey	White

Nays, 3.

Buser	Shinn	Snook
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Absent or not voting, 15.

Baird	Dean	Kimberly	Romkey
Bowman	Ellis	Nelson	Schmedika
Cessna	Gilchrist	Rees	Shaff
Darting	Haskell	Rigby	

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

On motion of Senator Brookins, Senate File No. 23, a bill for an act to transfer to the board of parole the powers now possessed by the board of control over the parole of prisoners in the women's reformatory, to amend, revise, and codify sections thirty-seven hundred thirty-eight (3738), thirty-seven hundred seventy-five (3775), thirty-seven hundred eighty-six (3786), thirty-seven hundred ninety (3790), thirty-seven hundred ninety-two (3792), thirty-seven hundred ninety-four (3794), thirty-seven hundred ninety-seven (3797), thirty-seven hundred ninety-eight (3798), thirty-seven hundred ninety-nine (3799), thirty-eight hundred one (3801), thirty-eight hundred two (3802), thirty-eight hundred three (3803), thirty-eight hundred fourteen (3814), thirty-eight hundred seventeen (3817); to amend sections thirty-eight hundred eighteen (3818) and thirty-eight hundred nineteen (3819); and to repeal sections thirty-seven hundred thirty-four (3734) and thirty-seven hundred thirty-five (3735), all of Code, 1924, relating to paroles, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend section 18 by striking out all after the word "Des Moines" in line 3 and inserting in lieu thereof the following: "Daily Record, a newspaper published in Des Moines, Iowa, and the Clarksville Star, a newspaper published in Clarksville, Iowa."

The amendment was adopted.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Benson	Clark	Kimberly	Romkey
Bergman	Clearman	Langfitt	Schmedika
Bowman	Dean	McLeland	Shane
Breakenridge	Dotts	Mills	Shinn
Brookhart	Fulton	Nelson	Skromme
Brookins	Gunderson	Perkins	Slemmons
Browne	Hartman	Ramsey	Snook
Buser	Haskell	Reed	Stanley
Campbell	Horchem	Rees	Stoddard
Cavanaugh	Johnston	Roberts	White

Nays, 2.

Cessna	Kern
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Absent or not voting, 8.

Baird	Ellis	Gilchrist	Rigby
Darting	Fackler	Goodwin	Shaff

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

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bowman, Senate File No. 79, a bill for an act to repeal sections forty-seven hundred twenty (4720), forty-seven hundred twenty-one (4721), forty-seven hundred twenty-two (4722), forty-seven hundred twenty-four (4724), forty-seven hundred twenty-seven (4727), forty-seven hundred twenty-eight

(4728), forty-seven hundred twenty-nine (4729) and forty-seven hundred thirty (4730), and to amend sections forty-seven hundred twenty-three (4723), forty-seven hundred twenty-six (4726) and chapter two hundred forty-two (242) of the Code, 1924, relating to the improvement of primary and county roads, was taken up and considered, having been ordered on the calendar under rule 35.

Senator Roberts moved that further action be deferred and that Senate File No. 79 be made a special order for Monday, following the other special orders for that day.

Senator Buser raised the point of order that Senator Breakenridge's remarks were not germane to the subject.

The President held the point not well taken.

Senator White moved the previous question on the motion to defer, which motion prevailed.

On the question "Shall the motion prevail and further action be deferred?" the vote was:

Ayes, 24.

Benson	Darting	Kimberly	Roberts
Bergman	Dean	Langfitt	Shaff
Breakenridge	Goodwin	Mills	Shane
Cavanaugh	Haskell	Perkins	Stanley
Clark	Horchem	Ramsey	Stoddard
Clearman	Johnston	Reed	White

Nays, 20.

Brookhart	Cessna	Kern	Schmedika
Brookins	Dotts	McLeland	Shinn
Browne	Fackler	Nelson	Skromme
Buser	Gunderson	Rees	Slemmons
Campbell	Hartman	Romkey	Snook

Absent or not voting, 6.

Baird	Ellis	Gilchrist	Rigby
Bowman	Fulton		

The motion prevailed and Senate File No. 79 was made a special order for Monday.

On motion of Senator Ramsey, Senate File No. 89, a bill for an act to require county auditors to deliver certain former statutes to the superintendent of printing, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Ramsey moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Benson	Clearman	McLeland	Shane
Bergman	Dotts	Nelson	Slemmons
Bowman	Horchem	Perkins	Snook
Breakenridge	Johnston	Ramsey	Stanley
Browne	Kern	Reed	Stoddard
Campbell	Kimberly	Romkey	White
Clark	Langfitt	Schmedika	

Nays, 11.

Buser	Dean	Gunderson	Shinn
Cavanaugh	Fackler	Hartman	Skromme
Darting	Fulton	Mills	

Absent or not voting, 12.

Baird	Cessna	Goodwin	Rigby
Brookhart	Ellis	Haskell	Roberts
Brookins	Gilchrist	Rees	Shaff

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

Senator Slemmons moved that the motion to reconsider the vote by which Senate File No. 63 failed to pass the Senate, be made a special order for 10 a. m. next Tuesday.

The motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 20 and 50.

House Joint Resolution No. 1.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed, in the presence of the Senate, House Files Nos. 20 and 50 and House Joint Resolution No. 1.

HOUSE MESSAGES CONSIDERED

House File No. 158, a bill for an act to amend section forty-eight hundred seventeen (4817) of the Code, 1924, making the provisions of chapter two hundred forty-six (246), relative to weeds, enforceable by cities and towns under special charter.

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

House File No. 131, a bill for an act to define, license, and regulate child-placing agencies, to regulate the surrender or commitment of minors to such agencies, and to repeal sections thirty-six hundred sixty-two (3662), thirty-six hundred sixty-three (3663), thirty-six hundred sixty-four (3664), thirty-six hundred sixty-five (3665), thirty-six hundred sixty-nine (3669), thirty-six hundred seventy (3670), thirty-six hundred seventy-two (3672), thirty-six hundred seventy-three (3673), thirty-six hundred seventy-four (3674), thirty-six hundred seventy-five (3675), and thirty-six hundred eighty-four (3684) of the Code, 1924, relating thereto.

Read first and second times and referred to committee on child welfare.

House File No. 117, a bill for an act to amend the law as it appears in section forty-seven hundred thirty-one (4731) of the Code, 1924, relating to the jurisdiction of boards of supervisors in purchasing or condemning right of way of the primary road system.

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

House File No. 157, a bill for an act to amend section forty-eight hundred twenty-five (4825) of the Code, 1924, relative to notice of special assessment for destruction of noxious weeds.

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

House File No. 195, a bill for an act to amend the law as it appears in sections twenty-six hundred eighty-four (2684), twenty-six hundred eighty-eight (2688), twenty-six hundred ninety (2690), twenty-six hundred ninety-one (2691), twenty-six hundred ninety-four (2694), and twenty-seven hundred (2700) of the Code, 1924, and to repeal the law as it appears in sections twenty-six hundred ninety-five (2695) and twenty-seven hundred one (2701) of the Code, 1924, and to enact substitutes therefor, relating to eradication of bovine tuberculosis.

Read first and second times and referred to committee on public health.

AMENDMENT FILED

MR. PRESIDENT: I move to amend H. F. 130 by striking out the word "be" in line one (1) of section three (3) and inserting the following: "not exceed".

B. M. STODDARD.

MR. PRESIDENT: I move to amend Senate File No. 135, being a bill imposing a license fee on gasoline, by striking out of said bill all of section twelve (12) thereof.

S. E. FACKLER.

The Journal of March 5th was corrected and approved.

Senator Cessna moved that the Senate adjourn until 1:30 p. m. today.

Senator Goodwin moved to amend by making the time 9:30 a. m. Saturday.

Senator Shane moved to amend by making the time 3 p. m. today.

Senator Shane withdrew his amendment.

The amendment by Senator Goodwin was adopted.

The motion prevailed and the Senate adjourned until 9:30 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 7, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. R. E. Mendenhall, pastor of the Friends church of Earlham, Iowa.

On motion of Senator Campbell, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Bergman, from citizens of Jasper county, favoring House File No. 227. Public schools.

By Senator Clearman, from citizens of district, protesting bond issue and gasoline tax, and favoring income tax measure. Ways and means.

By Senator White, from board of directors of the Toledo Commercial Club, urging passage of House File No. 69. Public health.

By Senator Browne, from Des Moines Trades and Labor Assembly, favoring income tax measure. Ways and means.

By Senator Hartman, from Fayette County Mutual Telephone Company officials, protesting House File No. 45, Senate File No. 71 and Senate File No. 166. Ways and means. Telegraph and telephone. Highways.

By Senator Hartman, from Business and Professional Women's Club of Cedar Rapids, Iowa, protesting income tax measure. Ways and means.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Stoddard for the day on request of Senator Perkins; Senator Shaff for the day on request of Senator Bergman; Senator Schmedika for the day on request of Senator Fulton; Senator Rigby for the day on request of Senator Fulton; Senator Kern for the day on request of Senator Fackler; Senator Ellis for the day on request of Senator McLeland; Senator Baird for the day on request of Senator Fulton; Senator Cessna for the day on request of Senator Shane.

INTRODUCTION OF BILLS

Senate File No. 211, by Senator Dean, a bill for an act to amend sections eighty-seven hundred thirty-seven (8737), eighty-eight hundred twenty-nine (8829), and ninety-one hundred eighty-three (9183), Code 1924, relative to the investment of funds.

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

Senate File No. 212, by Senator Horchem, a bill for an act to amend, revise and codify sections five hundred thirty (530), five hundred fifty-three (553) and five hundred fifty-four (554), and to repeal sections five hundred sixty-three (563), five hundred sixty-six (566), five hundred sixty-seven (567), five hundred sixty-eight (568), five hundred sixty-nine (569), five hundred seventy (570) and five hundred seventy-two (572), Code 1924, relating to nominations by primary election.

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

Senate File No. 213, by Senator Skromme, a bill for an act to amend section forty-seven hundred forty-one (4741) of the Code, 1924, relating to the federal aid engineering fund.

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

REPORTS OF COMMITTEE

Senator Reed submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 107, a bill for an act to amend section ten thousand four hundred forty-five (10445) of the Code, 1924, relating to marriages between certain persons, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 148, a bill for an act to amend section ten thousand seven hundred sixty-eight (10768) of the Code, 1924, relating to judicial districts, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 177, a bill for an act to amend section ten thousand eight hundred fifteen (10815), Code, 1924, relating to the qualifications of judges, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 105, a bill for an act to provide for notice to mortgagees and lienholders of record, of notice of expiration of right of redemption from tax sale, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 23, a bill for an act to amend section ninety-nine hundred thirty-three (9933), Code, 1924, relating to the statutes of frauds governing sales of goods or choses in action, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 25, a bill for an act to amend section 1902, Code, 1924, relating to the report of the board of accountancy, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 21, a bill for an act to amend, revise, and codify section 1886, Code, 1924, relating to the board of accountancy, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 116, a bill for an act relating to the fees of constables, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section one (1) by striking out all of item one (1) thereof and substituting in lieu thereof the following: "For serving any notice or civil process, for the first person served one dollar (\$1.00) and each additional person fifty cents (\$.50)"; and also amend section one (1) by striking out of item two (2) thereof the word "fifty" and substituting there for the word "twenty-five".

Amend item four (4) by inserting the words "per mile" after the word "cents" in line two (2) thereof.

CARL W. REED, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 122, a bill for an act to define the crime of embezzlement of funds or deposit of a bank by officers, directors, employees of banks and to provide a punishment for persons convicted thereof, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting after the word "larceny" in line 7 of section one (1) the following: "or money placed in his hands for the purpose of deposit in the bank, or for remittance to any other person, or to apply on or discharge any obligation held by the bank, either as owner, agent or trustee,".

CARL W. REED, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 134, a bill for an act to repeal sections 12658, 12667 both inclusive, Code of 1924, relating to child labor and to enact a substitute therefor, begs leave to report it has had

the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section 7 by striking out the catch-word "Complaints" and substituting therefor the word "Complainants".

Amend section 12 by striking out the word "as" following the word "defendant" in line 2 thereof and inserting in lieu thereof the word "with".

Amend section 13 by striking out the words "a summons" in line 6 thereof and substituting therefor the words "an original notice", also by striking out the word "summons" in line 8 thereof and substituting therefor the words "original notice".

Amend section 15 by striking therefrom the word "summons" in line 2 and substituting therefor the words "original notice".

Amend section 18 by striking out the comma after the word "jury" in line 1 thereof.

Amend section 21 by striking out the comma following the word "defendant" in line 1 thereof.

Amend section 25 by striking out the comma following the word "security" in line 2 thereof.

Amend section 27 by striking therefrom the word "of" in the last line thereof and substituting the word "on".

Amend section 28 by striking out the word "of" following the word "Code" and substituting therefor a comma.

Amend section 29 by striking out the words "other promise" in line 8 thereof and substituting therefor the word "compromise".

Amend section 30 by striking out the comma following the word "thereof" in line 3.

Amend section 35 by ending the section with the period following the word "wedlock" in line 13, and by placing the remainder of the section in a new paragraph numbered "Sec. 36".

Also amend by renumbering the sections following.

Strike out all of section 38 (as numbered in the original bill) being the last section of the bill.

Amend the title by striking out the word "of" following the word "Code" in line 4 and by placing a comma after said word "Code", also by striking out the period at the end of the title, changing same to a comma and adding thereto: "being an act with reference to proceedings to establish paternity."

CARL W. REED, *Chairman.*

Ordered passed on file.

Senator Breckenridge submitted the following report:

MR. PRESIDENT: Your committee on drainage to which was referred House File No. 54, a bill for an act to amend section seventy-five hundred nine (7509) of chapter three hundred fifty-three (353) of title seventeen (XVII), Code, 1924, relating to levee and drainage districts, begs

leave to report it has had the same under consideration and recommends the same do pass.

W. J. BREAKENRIDGE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on drainage to which was referred Senate File No. 150, a bill for an act to amend chapter three hundred fifty-three (353) of the Code, 1924, relating to drainage districts, begs leave to report it has had the same under consideration and recommends the same be referred to Judiciary Committee No. 1.

W. J. BREAKENRIDGE, *Chairman*.

The report was adopted and the bill referred to committee on judiciary No. 1.

Senator Buser submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred House File No. 196, a bill for an act to amend section three thousand one hundred seventeen (3117) of the Code, 1924, relating to affidavits and samples furnished by dealers in commercial feeds, begs leave to report it has had the same under consideration and recommends the same do pass.

J. D. BUSER, *Chairman*.

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Fulton, Senate File No. 113, a bill for an act to amend the law as it appears in section eighty-seven hundred thirty-seven (8737) of the Code, 1924, with reference to the investment of funds of life insurance companies and associations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Fulton moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Benson	Buser	Darting	Goodwin
Bergman	Campbell	Dean	Gunderson
Bowman	Cavanaugh	Dotts	Hartman
Breakenridge	Cessna	Fackler	Haskell
Brookhart	Clark	Fulton	Johnston
Brookins	Clearman	Gilchrist	Langfitt

McLeland
Mills
Perkins
Ramsey

Reed
Rees
Romkey
Shane

Shinn
Skromme
Slemmons
Snook

Stanley
White

Nays, none.

Absent or not voting, 12.

Baird
Browne
Ellis

Horchem
Kern
Kimberly

Nelson
Rigby
Roberts

Schmedika
Shaff
Stoddard

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

Senator Fulton moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. 191 MADE SPECIAL ORDER

On motion of Senator Romkey, Senate File No. 191 was made a special order for 10 a. m. Wednesday.

President Pro Tem Campbell took the chair at 10 a. m.

By unanimous consent on request of Senator Goodwin, the rules were suspended, and Senate File No. 118, a bill for an act granting to the city of Des Moines certain real estate comprising the abandoned river channels of the Raccoon and Des Moines rivers occasioned by the altering and changing of the channels of said rivers by the said city of Des Moines for the protection of lots, lands and property within the limits of the said city from danger and damage from floods and high water, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking from section one (1) lines one (1) and two (2) and inserting in lieu thereof the following:

"There is hereby granted to the city of Des Moines by the state of Iowa".

Also amend by inserting as section two (2) the following:

"Section 2. The Governor is hereby instructed to execute a deed according to the provisions of section ten thousand two hundred thirty-two (10232) of the Code, 1924, conveying title to the above described property to the city of Des Moines, Iowa, reserving the reversion to the state of Iowa in accordance with the provisions of this act."

Also amend by renumbering section "two (2)" as section "three (3)".

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Benson	Clark	Hartman	Reed
Bergman	Clearman	Haskell	Rees
Bowman	Darting	Horchem	Roberts
Breakenridge	Dean	Johnston	Shane
Brookhart	Dotts	Langfitt	Shinn
Brookins	Fackler	McLeland	Skromme
Buser	Fulton	Mills	Slemmons
Campbell	Gilchrist	Nelson	Snook
Cavanaugh	Goodwin	Perkins	Stanley
Cessna	Gunderson	Ramsey	White

Nays, none.

Absent or not voting, 10.

Baird	Kern	Romkey	Shaff
Browne	Kimberly	Schmedika	Stoddard
Ellis	Rigby		

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

By unanimous consent on request of Senator Brookins, the rules were suspended, and House File No. 70, a bill for an act to amend section twenty-six hundred forty-four (2644), Code, 1924, relating to contagious and infectious diseases among animals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend section 2 by striking out all following the word "Des Moines" in line 3 and inserting in lieu thereof the following: "Daily Record, a newspaper published in Des Moines, Iowa, and the Clarksville Star, a newspaper published in Clarksville, Iowa."

The amendment was adopted.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Benson	Clearman	Hartman	Ramsey
Bergman	Darting	Haskell	Reed
Breakenridge	Dean	Horchem	Rees
Brookhart	Dotts	Johnston	Roberts
Brookins	Fackler	Langfitt	Skromme
Buser	Fulton	McLeland	Slemmons
Campbell	Gilchrist	Mills	Snook
Cavanaugh	Goodwin	Nelson	White
Clark	Gunderson	Perkins	

Nays, none.

Absent or not voting, 15.

Baird	Ellis	Romkey	Shinn
Bowman	Kern	Schmedika	Stanley
Browne	Kimberly	Shaff	Stoddard
Cessna	Rigby	Shane	

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

S. F. 128 WITHDRAWN

By unanimous consent Senator Cavanaugh withdrew Senate File No. 128 from further consideration.

CONFERENCE COMMITTEE REPORT ON S. F. 4

MR. PRESIDENT: Your conference committee, to whom was referred the disagreement between the Senate and the House on S. F. No. 4, submit as their recommendation that section 4 be restored to the bill and read as follows:

"This act being of immediate importance shall be in full force and effect from and after its publication without expense to the state in two newspapers as provided by law."

WILLIAM J. GOODWIN.
F. C. GILCHRIST.
J. L. BROOKHART.
FRANK SHANE.

For the Senate.

A. V. BLACKFORD.
E. A. GRIMWOOD,
C. G. COLE.
L. T. QUIRK.

For the House.

On the question "Shall the conference committee report be adopted and concurred in?" the vote was:

Ayes, 30.

Benson	Clearman	Hartman	Ramsey
Bergman	Dean	Haskell	Reed
Brookhart	Dotts	Horchem	Roberts
Brookins	Fackler	Johnston	Slemmons
Browne	Fulton	Langfitt	Snook
Campbell	Gilchrist	McLeland	Stanley
Cavanaugh	Goodwin	Mills	White
Clark	Gunderson		

Nays, none.

Absent or not voting, 20.

Baird	Darting	Perkins	Shaff
Bowman	Ellis	Rees	Shane
Breakenridge	Kern	Rigby	Shinn
Buser	Kimberly	Romkey	Skromme
Cessna	Nelson	Schmedika	Stoddard

The conference committee report having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 6, 16, 38, 87, and 108.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed, in the presence of the Senate, Senate Files Nos. 6, 16, 38, 87 and 108.

The Journal of March 6th was corrected and approved.

On motion of Senator Dean the Senate adjourned until 10 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 9, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by the Rev. James W. Johnson, pastor of the Christian Church of Redfield, Iowa.

On motion of Senator Brookins, rule 37 was suspended for the day.

There being a call of the Senate in force the roll was called.

The roll call revealed the presence of all Senators.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Slemmons, from voters of Delaware county, urging support of House File No. 100, relating to county superintendents, and their election. Elections.

By Senator Roberts, from citizens of district, favoring House File No. 197, relative to county aid for farm improvement association; and House File No. 100, relative to election of county superintendents. County and township affairs, and elections.

By Senator Langfitt, from the Adair Commercial Club, favoring the good roads program of the Iowa Good Roads Association, and the submission of the bond issue question to the people. Highways.

By Senator Ellis, from the citizens of Bloomfield, favoring the program of the Iowa Good Roads Association. Highways.

By Senator Slemmons, from citizens of district, protesting the bond issue, and placing of primary system under control of the state highway commission. Highways.

Petition favoring the bank guarantee bill were presented by Senator Fackler, from Pearl and Clarence Crow of Prescott; by Senator Mills, from Guthrie Center Farm Bureau; by Senator Clearman, from citizens of Johnson county, all of which were referred to committee on banks.

Petitions protesting the state income tax law were presented by Senator Campbell, from the Holstein Community Club; by Senator Haskell from Business and Professional Women's Club of Cedar Rapids, and also from citizens of Cedar Rapids; by Senator White, from citizens of Belle Plaine, all of which were referred to committee on ways and means.

By Senator Skromme, from patrons of beauty shops of Nevada, favoring the passage of legislation relative to operation of beauty shops. Public health.

By Senator Campbell, from Women's Federated Club of Westfield, relative to budget appropriation of the library commission. Appropriations.

By Senator Haskell, from the Cedar Rapids Typographical Union, favoring Senate File No. 170, relative to printing. Printing.

By Senator Skromme, from the Sheet Metal Workers of Boone, favoring the child labor amendment, House Files Nos. 17, 8, 10, 45, 170, 221, 222, and Senate Files Nos. 53, 24, 56, 152, and protesting Senate File No. 145; also favoring S. F. No. 111 and House File No. 99. Labor.

PROOFS OF PUBLICATION ON HOUSE FILES NOS. 81, 82, 83, 84, 149, AND 151

I hereby certify that, as secretary of the Senate, I have received the proof of publication of the following bills:

House File No. 81, a proposed bill for an act to legalize the proceedings of the town councils of the towns of Steamboat Rock, Union, Beaman, New Providence, Whitten, Conrad, Hubbard, Radcliffe, Liscomb and Eldora in the State of Iowa.

House File No. 82, a proposed bill for an act to legalize the proceedings of the town councils of the town of Rolfe, Plover, Mallard and Curlew in the State of Iowa.

House File No. 83, a proposed bill for an act to legalize the proceedings of the town council of the town of Armstrong in the State of Iowa.

House File No. 84, a proposed bill for an act to legalize the proceedings of the town councils of the towns of Britt, Crystal Lake, Wesley and Woden in the State of Iowa.

House File No. 149, a proposed bill for an act to legalize an election held by the voters of Clay county on the 4th day of November, 1924, with reference to the improvement of the primary road system.

House File No. 151, a proposed bill for an act to legalize the incorporation, including the notice of incorporation and the publication thereof, and the corporate acts and proceedings relating to the incorporation of the Van Nostrand Saddlery Company of Muscatine, Iowa.

WALTER H. BEAM, *Secretary of the Senate.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 17 and 24.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 9th day of March, 1925, sent to the governor for his approval, Senate Files Nos. 6, 16, 38, 87, and 108.

F. C. STANLEY, *Chairman.*

The report was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 120, a bill for an act relating to certain game birds and to authorize the killing and capture of such birds under authorization by the state game warden.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 22, a bill for an act respecting fur-bearing animals and trapping regulations.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 78, a bill for an act relating to county aid for the blind.

Also that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 62, a bill for an act relating to county and district fairs.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 129, a bill for an act to create a state banking board and to define its powers and duties.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 62, a bill for an act relating to noxious weeds.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 169, a bill for an act relating to returns of marriages.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 113, a bill for an act describing the manner of distributing state aid for the use of the state horticultural society connected with the state department of agriculture.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 120, a bill for an act relating to time of closing of polls.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 165, a bill for an act relating to license to fish.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 137, a bill for an act to provide for the marking of the ballot of an absent or incapacitated voter.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 17, a bill for an act relating to costs and fees in prosecutions for escapes from certain state institutions.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 24, a bill for an act relating to nominations by caucus, convention, or petition.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 26, a bill for an act relating to the opening and closing of polls in school elections.

Also, that the House has amended and failed to pass the following bill in which the concurrence of the House was asked:

Senate File No. 28, a bill for an act relating to closed season for game birds and animals.

A. C. GUSTAFSON, *Chief Clerk.*

ADJOURNMENT RESOLUTION CONSIDERED

Senator Brookins called the following resolution up for consideration and moved its adoption:

SENATE CONCURRENT RESOLUTION NO. 10

Be It Resolved by the Senate, the House concurring, That the Forty-first General Assembly adjourn, sine die, at twelve o'clock noon, Friday, March 27, 1925.

Senator Campbell offered the following amendment and moved its adoption:

Amend by striking the date "March 27," and inserting in lieu thereof "April 3,".

The amendment was adopted.

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

Ayes, 42.

Baird	Clark	Horchem	Rigby
Benson	Clearman	Johnston	Romkey
Bergman	Darting	Kern	Shane
Breakenridge	Dean	Langfitt	Shinn
Brookhart	Dotts	McLeland	Skromme
Brookins	Ellis	Mills	Slemmons
Browne	Fackler	Nelson	Snook
Buser	Gilchrist	Perkins	Stanley
Campbell	Goodwin	Ramsey	Stoddard
Cavanaugh	Gunderson	Rees	White
Cessna	Hartman		

Nays, 4.

Haskell	Kimberly	Schmedika	Shaff
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Absent or not voting, 4.

Bowman	Fulton	Reed	Roberts
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The resolution was adopted.

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

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House Files No. 17 and 24.

THIRD READING OF BILLS

On motion of Senator Gunderson, Senate File No. 61, a bill for an act to amend sections five hundred eighty (580) and five hundred ninety-three (593) of the Code, nineteen hundred and twenty-four (1924), relating to nominations by primary elections and the number of votes necessary to a nomination, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Campbell offered the following amendment and moved its adoption:

Amend by striking all of said bill after the enacting clause and substituting in lieu thereof the following:

Section 1. That the law as it appears in section five hundred eighty (580) of the Code, 1924, be amended by striking the words "thirty-five" in line 5 thereof and inserting in lieu thereof the words "twenty-five".

Also, that the law as it appears in section five hundred ninety-three of the Code, 1924, be amended by striking from line 6 the words "thirty-five" and inserting in lieu thereof the words "twenty-five".

Senator Stoddard moved that the Senate adjourn until 1:30 p. m.

Senator Brookhart moved as a substitute motion that the Senate recess until 1:30 p. m.

The President ruled that the Senate could not adjourn nor recess while a call of the Senate was on.

Senator Stoddard moved that the call of the Senate be raised until 1:30 p. m.

Senator Brookhart raised the point of order that the motion to raise the call was out of order, as a motion to adjourn had been made.

The President held the point not well taken.

Senator Brookhart again raised the point of order that a motion to adjourn took precedence over all other motions.

Senator Stoddard withdrew his motion to adjourn.

Senator Buser raised the point of order that the motion to adjourn could not be withdrawn, as it had been amended by a substitute.

Senator Campbell raised the point of order that the Senate could not recess while a call was on.

The President held the point by Senator Campbell to be well taken.

The President reversed his ruling, and ruled that the Senate could adjourn until a specific time, subject to the call.

The journal of March 8th was corrected and approved.

Senator Stoddard renewed his motion that the Senate adjourn until 1:30 p. m., which motion prevailed.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

The roll call revealed the presence of all Senators.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 61.

On the question "Shall the amendment offered by Senator Campbell be adopted?" the vote was:

Ayes, 21.

Benson	Dean	Hartman	Ramsey
Bergman	Dotts	Johnston	Reed
Breakenridge	Fulton	Kern	Rees
Campbell	Gilchrist	Langfitt	Roberts
Cessna	Goodwin	Perkins	Shaff
Clark			

Nays, 29.

Baird	Darting	McLeland	Shinn
Bowman	Ellis	Mills	Skromme
Brookhart	Fackler	Nelson	Slemmons
Brookins	Gunderson	Rigby	Snook
Browne	Haskell	Romkey	Stanley
Buser	Horchem	Schmedika	Stoddard
Cavanaugh	Kimberly	Shane	White
Clearman			

Absent or not voting, none.

The amendment was lost.

Senator Fulton offered the following amendment and moved its adoption:

Amend by inserting as a preamble before the enacting clause the following:

"Whereas, it is desirable to destroy political parties and interest and participation in our republican form of government,".

Senator Buser raised the point of order that the amendment was out of order, as it did not attempt to amend the title of the bill nor any section of the bill.

The President held the point not well taken.

Senator Gilchrist moved that the amendment be laid on the table.

On the question "Shall the motion prevail?" the vote was:

Ayes, 18.

Baird	Dotts	Johnston	Rees
Benson	Fulton	Kern	Rigby
Bergman	Gilchrist	Ramsey	Shaff
Breakenridge	Hartman	Reed	Stoddard
Cavanaugh	Haskell		

Nays, 32.

Bowman	Clearman	Kimberly	Schmedika
Brookhart	Darting	Langfitt	Shane
Brookins	Dean	McLeland	Shinn
Browne	Ellis	Mills	Skromme
Buser	Fackler	Nelson	Slemmons
Campbell	Goodwin	Perkins	Snook
Cessna	Gunderson	Roberts	Stanley
Clark	Horchem	Romkey	White

Absent or not voting, none.

The motion was lost.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 16.

Baird	Darting	Haskell	Ramsey
Bergman	Dotts	Johnston	Reed
Breakenridge	Fulton	Kern	Shaff
Cavanaugh	Hartman	Perkins	Stoddard

Nays, 34.

Benson	Clearman	Langfitt	Schmedika
Bowman	Dean	McLeland	Shane
Brookhart	Ellis	Mills	Shinn
Brookins	Fackler	Nelson	Skromme
Browne	Gilchrist	Rees	Slemmons
Buser	Goodwin	Rigby	Snook
Campbell	Gunderson	Roberts	Stanley
Cessna	Horchem	Romkey	White
Clark	Kimberly		

Absent or not voting, none.

The amendment was lost.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Bowman	Clark	Kimberly	Schmedika
Brookhart	Clearman	McLeland	Shinn
Brookins	Dean	Mills	Skromme
Browne	Ellis	Nelson	Slemmons
Buser	Fackler	Rees	Snook
Campbell	Gunderson	Roberts	Stanley
Cessna	Horchem	Romkey	White

Nays, 22.

Baird	Dotts	Johnston	Reed
Benson	Fulton	Kern	Rigby
Bergman	Cilchrist	Langfitt	Shaff
Breakenridge	Goodwin	Perkins	Shane
Cavanaugh	Hartman	Ramsey	Stoddard
Darting	Haskell		

Absent or not voting, none.

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

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Buser, Senate File No. 95, a bill for an act to provide for the election of members of the state central committees of all political parties at the biennial primary election,

and to amend sections five hundred twenty-seven (527), five hundred thirty (530), five hundred thirty-seven (537), five hundred forty-six (546), five hundred fifty-three (553), five hundred fifty-five (555), five hundred eighty-seven (587), five hundred eighty-eight (588), five hundred ninety-six (596), five hundred ninety-seven (597), five hundred ninety-eight (598), six hundred three (603), and six hundred thirty-eight (638), Code, 1924, relating to primary elections, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 23.

Bowman	Ellis	McLeland	Shinn
Brookhart	Fackler	Mills	Skromme
Brookins	Gundersen	Nelson	Snook
Browne	Hartman	Rees	Stanley
Buser	Horchem	Romkey	White
Campbell	Kimberly	Schmedika	

Nays, 27.

Baird	Clearman	Haskell	Rigby
Benson	Darting	Johnston	Roberts
Bergman	Dean	Kern	Shaff
Breakenridge	Dotts	Langfitt	Shane
Cavanaugh	Fulton	Perkins	Slemmons
Cessna	Gilchrist	Ramsey	Stoddard
Clark	Goodwin	Reed	

Absent or not voting, none.

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Gilchrist moved that the vote by which the bill failed to pass the Senate be reconsidered and that the motion to reconsider be laid on the table.

Senator Shinn raised the point of order that the motion was out of order.

The President held the point not well taken.

On the question "Shall the motion prevail?" the vote was:

Ayes, 24.

Baird	Darting	Hartman	Rigby
Benson	Dean	Haskell	Roberts
Bergman	Dotts	Johnston	Shaff
Breakenridge	Fulton	Perkins	Shane
Cavanaugh	Gilchrist	Ramsey	Stanley
Clark	Goodwin	Reed	Stoddard

Nays, 26.

Bowman	Clearman	Langfitt	Schmedika
Brookhart	Ellis	McLeland	Shinn
Brookins	Fackler	Mills	Skromme
Browne	Gunderson	Nelson	Slemmons
Buser	Horchem	Rees	Snook
Campbell	Kern	Romkey	White
Cessna	Kimberly		

Absent or not voting, none.

The motion was lost.

On motion of Senator Bowman, Senate File No. 79, a bill for an act to repeal sections forty-seven hundred twenty (4720), forty-seven hundred twenty-one (4721), forty-seven hundred twenty-two (4722), forty-seven hundred twenty-four (4724), forty-seven hundred twenty-seven (4727), forty-seven hundred twenty-eight (4728), forty-seven hundred twenty-nine (4729) and forty-seven hundred thirty (4730), and to amend sections forty-seven hundred twenty-three (4723), forty-seven hundred twenty-six (4726), and chapter two hundred forty-two (242) of the Code, 1924, relating to the improvement of primary and county roads, was taken up and considered, having been ordered on the calendar under rule 35.

Senator Buser offered the following amendments and moved their adoption:

Amend by adding as section 5 the following:

"Sec. 5. Amend the law as it appears in chapter 242, Code of 1924, by striking from section 4756 beginning after the word "county" in line three the following: "having a population of more than seventy thousand."

Also amend by repealing section 4773 of chapter 242, Code of 1924.

Senator Brookhart was excused temporarily from the call of the Senate.

The amendments were adopted.

Senator Skromme moved that the vote by which the amendments were adopted be reconsidered.

Further action was deferred.

INTRODUCTION OF BILLS

Senate File No. 214, by Senator Romkey, a bill for an act exempting the homestead, not to exceed three thousand dollars (\$3,000.00) in actual value, of a policeman or marshal, who has been retired on pension, or account of disability or years of service, and the homestead of the widow of any peace officer who may have died from injuries received or disease contracted while serving as such officer, shall be exempt from taxation.

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

Senate File No. 215, by Senator Romkey, a bill for an act to amend section three thousand seventy-six (3076) of the Code, 1924, relating to the delivering of skimmed milk and buttermilk.

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

Senate File No. 216, by Senator Bergman, a bill for an act to amend sections four thousand nine hundred eight (4908) and four thousand nine hundred nine (4909) and to repeal sections four thousand nine hundred ten (4910), four thousand nine hundred thirteen (4913), four thousand nine hundred fourteen (4914) and four thousand nine hundred seventy-three (4973) of the Code, 1924, and enact substitutes therefor, relating to motor vehicles.

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

Senate File No. 217, by Senator Clearman, a bill for an act to authorize the state board of education to erect, control, and manage dormitories in connection with the state educational institutions.

Read first and second times and referred to committee on educational institutions.

Senate File No. 218, by Senator Shaff, a bill for an act to amend section five thousand six hundred sixty-nine (5669), chapter two hundred eighty-seven (287) of the Code, 1924, relating to city assessors.

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

Senate File No. 219, by Senator Shaff, a bill for an act to amend section five thousand nine hundred and seventy (5970) of the Code, 1924, relating to the use of streets in cities and towns, including cities under special charter and commission form of government.

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

Senate File No. 220, by Senator Fulton, a bill for an act to amend section thirty-one hundred fifteen (3115) of the Code, 1924, relating to labeling stock tonic.

Read first and second times and referred to committee on public health.

Senate File No. 221, by Senator Brookhart (by request), a bill for an act to amend chapter four hundred two (402), relating to fraternal beneficiary societies and the consolidation and reinsurance thereof, and to repeal sections eight thousand eight hundred sixty-one (8861), eight thousand eight hundred sixty-two (8862), eight thousand eight hundred sixty-three (8863), eight thousand eight hundred sixty-four (8864), and eight thousand eight hundred sixty-five (8865) of the Code, 1924.

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

HOUSE MESSAGES CONSIDERED

House File No. 62, a bill for an act to amend the law as it appears in section forty-eight hundred eighteen (4818) of the Code, 1924, with respect to noxious weeds.

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

House File No. 169, a bill for an act to amend the law as it appears in section ten thousand four hundred forty (10440) of the Code, 1924, relating to returns of marriages.

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

House File No. 113, a bill for an act describing the manner of distributing state aid for the use of the state horticultural society connected with the state department of agriculture.

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

House File No. 120, a bill for an act to amend section seven hundred ninety-one (791) of the Code of 1924, relating to time of closing of polls.

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

House File No. 165, a bill for an act to amend section seventeen hundred nineteen (1719) of the Code, 1924, relating to license to fish.

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

House File No. 137, a bill for an act to amend sections nine hundred thirty-nine (939) and nine hundred forty-one (941), of the Code, 1924, and to provide for the marking of the ballot of an absent or incapacitated voter.

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

House File No. 129, a bill for an act to create a state sinking fund for public deposits and to provide a method for the payment of public funds deposited as provided by law, in banks which have since become insolvent; to provide a manner of collecting the sinking fund and of making disbursements therefrom; to provide for the subrogation of the treasurer of state to the rights of the holders of deposits of public funds in the hands of receivers; to increase the powers of the executive council, town and city councils, boards of school directors and of township trustees, relating to deposits of public funds; to relieve public officers from liability on account of the loss of public funds deposited in legal depositories; to amend, revise, and codify sections one hundred thirty-nine (139) and forty-three hundred nineteen (4319) of the Code, 1924, relating to depository bonds, and to repeal sec-

tions seventy-four hundred five (7405), fifty-six hundred fifty-two (5652), and fifty-five hundred fifty (5550) of the Code, 1924, relating to depository bonds.

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

REPORTS OF COMMITTEES

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File No. 159, a bill for an act to amend, revise and codify sections 4687 to 4719 inclusive, sections 4731 to 4741 inclusive, sections 4743 to 4755 inclusive, of the Code, 1924, relating to the primary road system, the primary road fund, and surfacing of secondary roads to co-ordinate the primary road law with the federal aid road law, to empower the state to construct and maintain the primary road system, to do away with special assessments for paving, etc., begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman*.

Ordered passed on file.

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 127, a bill for an act to amend section one thousand ninety-one (1091) of the Code, 1924, relating to removal from office, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause, and inserting in lieu thereof the following:

"Section 1. Add to section ten hundred ninety-one (1091) of the Code, 1924, the following as sub-sections seven (7) and eight (8) to-wit:

7. For willfully filing a claim for, demanding, receiving or accepting any money or moneys, for any service or other purpose, or for any article or thing, from any treasury of the state, or any division or municipality thereof for which he is not entitled by law.

8. For any county attorney to neglect or refuse to examine public records or reports required to be kept by the laws of this state, by holders of permits to buy, keep, sell, transport or cause to be transported, intoxicating liquors, and such records are shown to contain evidence of the violation of the law as it appears in Title Six (6) of the Code of Iowa, 1924."

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to whom was referred Senate File No. 145, a bill for an act to amend section eleven thou-

sand seven hundred sixty-three (11763) of the Code of 1924, pertaining to exemption from liability for debt, beg leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 154, a bill for an act to amend, revise, and codify sections ten thousand five hundred twelve (10512), eleven thousand four hundred eleven (11411), and eleven thousand four hundred twelve (11412), Code, 1924, relating to change of venue in certain cases, beg leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Senator Goodwin submitted the following report:

MR. PRESIDENT: Your committee on educational institutions, to which was referred Senate File No. 26, a bill for an act to create a commission for the blind, to define its powers and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The Iowa Commission for the Blind is hereby created. Said commission shall consist of the superintendent of the state school for the blind, and two other members to be appointed by the governor.

Sec. 2. On the taking effect of this chapter, the governor shall appoint two members of said board. Said appointees shall forthwith qualify as provided by law and shall serve until July 1, 1926, and 1927, the tenure of each appointee to be determined by the governor.

Sec. 3. Prior to July 1st of each year, commencing with 1926, the governor shall appoint a member of said board to succeed the member whose term of office expires on said date. All such appointees shall serve for a period of two years from July 1st of the year of appointment.

Sec. 4. The commission shall elect its own officers and shall employ such assistants as may be necessary to carry out the provisions of this act, and hold such meetings as it may determine.

Sec. 5. The members of the commission shall receive no compensation for their services, but shall be entitled to receive their traveling and other necessary expenses incurred in the performance of their duties as members of the commission.

Sec. 6. The commission for the blind shall act as a bureau of information and industrial aid for the blind, such as assisting the blind in finding

employment, teaching them industries; giving them such assistance as may be necessary or advisable in helping the adult blind in marketing their products.

Sec. 7. The commission shall:

1. Prepare and maintain a complete register of the blind of the state which shall describe the condition, cause of blindness, capacity for educational and industrial training, and such other facts as the commission deems of value.

2. Assist in marketing of products of blind workers of the state.

3. Ameliorate the condition of the blind by promoting visits to them in their homes for the purpose of instruction and by such other lawful method as the commission deems expedient.

4. Make inquiries concerning the causes of blindness to ascertain what portion of such cases are preventable and cooperate with the other organized agents of the state in the adoption and enforcement of proper preventive measures.

5. Provide for suitable vocational training whenever the commission shall deem it advisable and necessary. The commission may establish workshops for the employment of the blind, paying suitable wages for work under such employment. The commission may provide or pay for, during their training period, the temporary lodging and support of persons receiving vocational training. The commission shall have authority to use any receipts or earnings that accrue from the operation of workshops as provided in this chapter, but a detailed statement of receipts or earnings and expenditures shall be made monthly to the auditor of state.

6. Discourage begging, either directly or indirectly, on the part of the blind within the limits of the state.

7. Make an annual report to the governor of its proceedings for each fiscal year. It shall embody therein a properly classified and tabulated statement of its estimates for the ensuing year with its own opinion of the necessity or expediency of appropriations in accordance with such estimates. Such annual report shall also present a concise review of the work of the commission for the preceding year with such suggestions and recommendations for improving the condition of the blind as may be expedient.

8. Perform all other duties required of it by law.

Sec. 8. There is hereby appropriated from any funds in the state not otherwise appropriated the sum of twenty-five thousand dollars (\$25,000.00) or such part of that amount as may be necessary in carrying out the provisions of this chapter, but no expenditures of appropriations shall be in excess of the appropriation."

WILLIAM J. GOODWIN, *Chairman*.

SENATE FILE NO. 26 REREFEREED

Senate File No. 26 was referred to the committee on appropriations on request of Senator Stoddard.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House Files Nos. 32, 26 and 70.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

On motion of Senator Shaff the Senate adjourned until 9:00 a. m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 10, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. O. B. Lee, pastor of the First Presbyterian church of Audubon, Iowa.

On motion of Senator Roberts, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By the President, from E. A. and W. H. Morling, favoring the appointment of clerks of court by the judges of the districts. County and township affairs.

By Senator Schmedika, from citizens of Scott township, Story county, favoring popular election of county superintendent. Elections.

By the President, from the Associated General Contractors, favoring the hard surfacing of roads. Highways.

By Senator Shinn, from citizens of Denison, favoring the child labor amendment. Child welfare.

By Senator Stanley, from the Mahaska County Farm Bureau, favoring a graduated income tax. Ways and means.

Resolution by Mothers' Day (International Association) petitioning for legislation requiring display of the American flag on Mothers' Day.

By Senator Rees, from the Kiwanis Club of Shenandoah, protesting an income tax law. Ways and means.

There being a call of the Senate in force, the roll was called, which revealed the presence of the following senators:

Baird	Clark	Kimberly	Romkey
Benson	Clearman	Langfitt	Schmedika
Bergman	Darting	McLeland	Shaff
Bowman	Dean	Mills	Shane
Brookhart	Dotts	Nelson	Shinn
Brookins	Fackler	Perkins	Skromme
Browne	Fulton	Ramsey	Slemmons
Buser	Gilchrist	Reed	Snook
Campbell	Horchem	Rees	Stanley
Cavanaugh	Johnston	Rigby	Stoddard
Cessna	Kern	Roberts	White

Senator Stoddard moved that the call of the Senate be raised.

Senators Goodwin, Gunderson, Hartman and Ellis appeared in the Senate chamber.

Senator Shaff moved as a substitute motion that the call be raised on Saturdays and Sundays, and that otherwise it be enforced.

On motion of Senator Reed, Senator Haskell was excused from the call temporarily.

On the question "Shall the substitution be made?" the vote was:

Ayes, 31.

Baird	Dean	Johnston	Rees
Benson	Dotts	Kern	Rigby
Bergman	Ellis	Kimberly	Roberts
Brookhart	Fulton	Langfitt	Shaff
Cavanaugh	Gilchrist	McLeland	Shane
Cessna	Goodwin	Perkins	Slemmons
Clark	Hartman	Ramsey	Stoddard
Clearman	Horchem	Reed	

Nays, 16.

Brookins	Darting	Nelson	Skromme
Browne	Fackler	Romkey	Snook
Buser	Gunderson	Schmedika	Stanley
Campbell	Mills	Shinn	White

Absent or not voting, 3.

Bowman	Breakenridge	Haskell
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The substitution was declared to have been made.

Senator Buser raised the point of order that it required a two-thirds vote to suspend the rules and raise the call.

Senator Haskell appeared in the Senate chamber.

Senator Campbell raised the point of order that anything in relation to a call can be changed by a majority vote.

The President held the point by Senator Buser to be not well taken, and the point by Senator Campbell to be well taken.

The motion (as substituted) was adopted.

Senator Cavanaugh moved that Senator Breckenridge be temporarily excused from the call.

The motion prevailed and the call was declared to be complete.

S. F. 221 REREFERRED

By unanimous consent on request of Senator Shane, Senate File No. 221 was withdrawn from the committee on banks and referred to the committee on insurance.

S. F. 54 PLACED ON CALENDAR

On request of Senator Buser, Senate File No. 54 was ordered from the committee on ways and means and placed on the calendar.

INTRODUCTION OF BILLS

Senate File No. 222, by Senator Snook, a bill for an act to amend the law as it appears in section ten thousand seven hundred sixty-eight (10768) of the Code, 1924, relating to the division of the state into judicial districts.

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

Senate File No. 223, by Senator Fackler, a bill for an act to amend section forty-six hundred sixty-two (4662) of the Code, 1924, relating to disagreements between boards of supervisors as to county line highway matters.

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

Senate File No. 224, by Senator Cessna, a bill for an act to repeal chapter two hundred fifty-two (252) of the Code, 1924, relating to motor carriers and to enact a substitute therefor providing for the licensing and regulation of motor carrier vehicles engaged in the

transportation of persons or property for compensation and for delivering goods, wares and merchandise including oil and oil products, providing for certain exemptions, conferring certain jurisdiction over the owners and motor carrier vehicles upon the Motor Vehicle Department, providing for the enforcement of the act and for punishment for violation thereof.

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

REPORTS OF COMMITTEES

Senator Slemmons submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs to which was referred Senate File No. 207, a bill for an act relative to marginal notations of releases of mortgages and contracts, upon the margin of the record thereof, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. F. SLEMMONS, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 117, a bill for an act making an appropriation to assist in defraying the expense of the proposed national encampment of the grand army of the republic to be held in Iowa, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from section one (1), line three (3), after the word "Of" the words and figures "twenty thousand dollars (\$20,000)" and inserting in lieu thereof the words and figures "ten thousand dollars (\$10,000)".

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred House File No. 87, a bill for an act to amend section four thousand two hundred thirty-one (4231) of the Code, 1924, relating to the closing of schools for lack of attendance, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred

Senate File No. 103, a bill for an act to amend section 4239 of the Code, 1924, relating to school treasurer, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on schools to which was referred House File No. 80, a bill for an act to amend section four thousand one hundred sixty-six (4166) of the Code, 1924, relating to vote in urban territory for consolidated school districts, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Senator Breakenridge appeared in the Senate chamber.

MESSAGES FROM THE HOUSE

The following messages were received from the House :

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

Senate File No. 7, a bill for an act relating to bonded warehouses for agricultural products.

Also, that the House has passed the following bill in which the concurrence of the House was asked :

Senate File No. 131, a bill for an act making the destruction of or the attempt to destroy any liquid in the presence of peace officers or while property is being searched prima facie evidence that said liquid is intoxicating.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked :

Senate File No. 12, a bill for an act relative to the manufacture, sale, and keeping for sale of intoxicating liquors.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked :

Senate File No. 70, a bill for an act relating to the record kept of permits issued to manufacturers of intoxicating liquors.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked :

House File No. 106, a bill for an act relating to poultry associations.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked :

House File No. 183, a bill for an act relating to fish hatcheries, game farms, and distribution of fish and game, and providing for the establishment of state game refuges.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 56, a bill for an act relating to the investment by savings banks of their funds or capital and money deposited therein and their gains and profits in federal land bank bonds.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 90, a bill for an act to require records of reports to be kept of certain violations of the criminal laws of this state, providing penalties for violations thereof, and providing the publication of such records.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 198, a bill for an act relating to the labeling of legal shipments of intoxicating liquors.

Also, that the House has concurred in Senate amendment to the following bill:

House File No. 70, a bill for an act relating to contagious and infectious diseases among animals.

Also, that the House has adopted the conference committee report and concurred in the amendment proposed therein to the following bill:

Senate File No. 4, a bill for an act relating to exemptions from inheritance tax.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 12

Amend section two (2) by striking the last two lines thereof and inserting in lieu thereof the following: "its publication in the Daily Record, a newspaper published in Des Moines, Iowa, and the Nora Springs Advertiser, a newspaper published in Nora Springs, Iowa."

HOUSE AMENDMENTS TO SENATE FILE NO. 70

Amend section one (1), line nineteen (19), by striking out the word "and" and inserting in lieu thereof the word "medicines,".

Also, amend line twenty (20) by striking out the word "and" and inserting in lieu thereof the word "or".

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 79.

The motion by Senator Skromme that the vote by which the following amendments were adopted be reconsidered was taken up and considered:

Amend by adding as section 5 the following:

"Sec. 5. Amend the law as it appears in chapter 242, Code of 1924, by striking from section 4756 beginning after the word "county" in line three the following: "having a population of more than seventy thousand."

Also amend by repealing section 4773 of chapter 242, Code of 1924.

The motion prevailed.

By unanimous consent Senator Buser withdrew the amendments.

Senator Cavanaugh offered the following amendments and moved their adoption:

Amend by adding immediately following section two (2) the following section:

"Sec. 2-a1. Section forty-seven hundred twenty-three (4723), Code 1924, is further amended by striking from lines eleven (11) and twelve (12) the word "annually" and by inserting in lieu thereof the word "semiannually".

Also, amend section four (4) by striking out all of said section after line three (3) and by inserting in lieu thereof the following:

"The returns of said elections shall be canvassed by the board, and its findings shall be entered at large in the minutes of its proceedings. No proceedings to test or review the legality or correctness of said election shall be maintainable unless instituted within thirty (30) days after the findings of the board have been entered upon the record.

If a majority of the votes cast thereon be in favor of such issue of bonds and tax levy the proposition will have been adopted and the board shall, from time to time, as necessary to meet construction costs and expenses incidental thereto, not provided for by funds immediately available from the primary road fund or the county road fund, drainage, or bridge funds, as the case may be, issue portions of the bonds so authorized."

Also amend by adding thereto the following sections:

"Sec. 5. Notice of such election shall be given by publication once each week for two (2) successive weeks in all the official newspapers of the county, stating the time when such election will be held, and substantially the proposition that will be submitted; the last publication to be at least five (5) days prior to the day such election is to be held.

Special elections shall be conducted in the same manner as general elections are conducted.

"Sec. 6. Section forty-seven hundred sixty-five (4765), Code 1924, is hereby repealed."

Senator Brookhart offered the following amendment to the amendments and moved its adoption:

Amend by inserting after the word "thereon" in the first line of the fifth paragraph the words "as provided in chapter 242, Code of 1924".

The amendment to the amendments was adopted.

The amendments were adopted, with the exception of that portion of the last one which proposed to add section 6.

On the question "Shall that part of the amendment proposing to add section 6 be adopted?" the vote was:

Ayes, 14.

Benson
Bergman
Breakenridge
Cavanaugh

Clark
Clearman
Goodwin
Johnston

Kimberly
Perkins
Ramsey

Shaff
Shane
Stoddard

Nays, 36.

Baird
Bowman
Brookhart
Brookins
Browne
Buser
Campbell
Cessna
Darting

Dean
Dotts
Ellis
Fackler
Fulton
Gilchrist
Gunderson
Hartman
Haskell

Horchem
Kern
Langfitt
McLeland
Mills
Nelson
Reed
Rees
Rigby

Roberts
Romkey
Schmedika
Shinn
Skromme
Slemmons
Snook
Stanley
White

Absent or not voting, none.

The amendment to add section 6 was lost.

Senator Shaff offered the following amendment and moved its adoption:

Amend by adding the following:

"Sec. 6. Amend the law as it appears in chapter 242, Code of 1924, by striking from section forty-seven hundred fifty-six (4756) beginning after the word "county" in line three (3) the following: "having a population of more than seventy thousand".

Sec. 7. Section forty-seven hundred seventy-three (4773) of chapter 242, Code of 1924, is hereby repealed."

A roll call was demanded.

Senator Gilchrist moved that the Senate adjourn until 1:30 p. m.

Senator Gilchrist withdrew his motion.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 23.

Baird	Clearman	Johnston	Shaff
Benson	Darting	Kimberly	Shane
Bergman	Ellis	Perkins	Stanley
Breakenridge	Goodwin	Ramsey	Stoddard
Cavanaugh	Haskell	Reed	White
Clark	Horchem	Rigby	

Nays, 26.

Brookhart	Dotts	Langfitt	Romkey
Brookins	Fackler	McLeland	Schmedika
Browne	Fulton	Mills	Shinn
Buser	Gilchrist	Nelson	Skromme
Campbell	Gunderson	Rees	Slemmons
Cessna	Hartman	Roberts	Snook
Dean	Kern		

Absent or not voting, 1.

Bowman

The amendment was lost.

Senator Haskell asked that rule 8 be invoked.

Senator Buser raised the point of order, that the result of the roll call had been announced, and could not be again opened.

The President held the point well taken.

The bill was read for information.

Senator Bowman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Benson	Darting	Hartman	Roberts
Bergman	Dean	Langfitt	Schmedika
Bowman	Dotts	McLeland	Shane
Brookhart	Ellis	Mills	Shinn
Brookins	Fackler	Nelson	Skromme
Browne	Fulton	Ramsey	Slemmons
Buser	Gilchrist	Rees	Snook
Campbell	Gunderson	Rigby	White
Cessna			

Nays, 16.

Baird	Clearman	Johnston	Reed
Breakenridge	Goodwin	Kern	Shaff
Cavanaugh	Haskell	Kimberly	Stanley
Clark	Horchem	Perkins	Stoddard

Absent or not voting, 1.

Romkey

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

Senator Bowman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

The Journal of March 9th was corrected and approved.

Senator Buser moved that the Senate adjourn until 1:30 p. m.

The President announced a reversal of his ruling of March 9th and held that adjournment could not be had without raising the call.

Senator Cessna moved that the call be raised until 1:30 p. m., which motion prevailed.

Senator Buser's motion prevailed, and the Senate adjourned until 1:30 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

The roll call revealed the presence of all senators.

REPORTS OF COMMITTEES

Senator Darting submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred Senate File No. 160, a bill for an act to amend section nine thousand and twenty-one (9021) of the Code of 1924, relating to insurance other than life, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out section 1 and inserting in lieu thereof the following:

"Section 1. Section nine thousand twenty-one (9021) of the Code of 1924 is hereby amended by adding at the end thereof the following:

Companies associating themselves together for the purpose of issuing joint policies may issue them under the underwriters' title used by them, provided the names of the companies represented by such underwriters' title shall appear on the face and filing back of the policy and the per-

centage of the total risk assumed by each shall be set out opposite the signature of each company."

H. A. DARTING, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance to which was referred Senate File No. 164, a bill for an act to amend the law as it appears in section eight thousand six hundred fifty-five of the Code, 1924, with reference to the deposit by life insurance companies to cover the valuation of policies, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking the word "or" as it occurs in line 6 of section 1 and substituting in lieu thereof the word "of".

Also amend by adding the letter "s" to the word "list" in line 12.

Also amend by striking the period at the end of the section, inserting a comma and adding the following:

"and shall be checked at least quarterly by the commissioner of insurance."

H. A. DARTING, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance to which was referred Senate File No. 167, a bill for an act to amend section eight thousand nine hundred thirty-six (8936), Code, 1924, with reference to the dividends of insurance companies other than life, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from line 5 of section 1 before the word "contributed" the words "but not from" and inserting in lieu thereof the words "which shall not include".

H. A. DARTING, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance to which was referred Senate File No. 173, a bill for an act to amend section eighty-nine hundred ninety (8990), Code of 1924, relating to co-insurance, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting after the comma following the word "cyclone" in the last line of section 1, the word "hail,".

H. A. DARTING, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on insurance to which was referred Senate File No. 172, a bill for an act to amend section eighty-nine hundred forty-one (8941), Code, 1924, relating to Surety, Fidelity and Indemnity Companies, begs leave to report it has had the same under consideration and recommends the same do pass.

H. A. DARTING, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on insurance to which was referred Senate File No. 161, a bill for an act to amend sections eighty-nine hundred and forty (8940) and eighty-nine hundred and forty-one (8941) of the Code of 1924, relating to insurance other than life, begs leave to report it has had the same under consideration and recommends the same do pass.

H. A. DARTING, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on insurance to which was referred Senate File No. 149, a bill for an act to amend section eight thousand eight hundred thirty-four (8834) Code, 1924, relating to fraternal life insurance, begs leave to report it has had the same under consideration and recommends the same do pass.

H. A. DARTING, *Chairman.*

Ordered passed on file.

Senator Kimberly submitted the following report:

MR. PRESIDENT: Your committee on board of control to which was referred Senate File No. 80, a bill for an act to amend section 3494, Code 1924, relating to the duties of the board of control of state institutions, begs leave to report it has had the same under consideration and recommends the same do pass.

D. W. KIMBERLY, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on board of control to which was referred Senate File No. 178, a bill for an act to amend section thirty-three hundred sixty-six (3366) of the Code, 1924, relating to admission of inmates to the soldiers' home, begs leave to report it has had the same under consideration and recommends the same do pass.

D. W. KIMBERLY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on board of control to which was referred House File No. 130, a bill for an act to give to the state board of control certain duties for the protection of defective, delinquent, dependent and neglected children, begs leave to report it has had the same under consideration and recommends the same do pass, after reference to the committee on appropriations.

D. W. KIMBERLY, *Chairman.*

The report was adopted and the bill referred to committee on appropriations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 22, 62, and 78.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 102, a bill for an act relating to life insurance.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 101, a bill for an act relating to notice of proposal to transfer city or town funds.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 101

Amend Senate File No. 101 by striking all of sections one (1) and two (2), and inserting in lieu thereof the following:

Section 1. Section sixty-two hundred sixteen (6216) of the Code, 1924, is amended by inserting a new sentence immediately following the first sentence of said section, which shall read as follows: "If there be no such newspaper published in such city or town, then the said publication may be in a newspaper of general circulation within the city or town."

HOUSE AMENDMENTS TO SENATE FILE NO. 102

Amend section one (1) by striking out the second paragraph of said section and inserting in lieu thereof the following:

"Said companies may substitute for such securities, warranty deeds conveying all the property included in the original mortgage to the commissioner of insurance. Such deeds shall be held by the commissioner of insurance in trust for the policyholders of said company."

Amend section one (1) by striking out the last sentence of paragraph three (3) which reads "All such deeds shall be withdrawn within three years from the date of such deposit.", and inserting in lieu thereof the following:

"All such property shall be conveyed to the company, or other person designated by such company, within three years from the date of the conveyance to the commissioner, and the company required at such time to replace such security with other approved securities."

SIFTING COMMITTEE RESOLUTION

Senator Haskell offered the following resolution:

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

That the President of the Senate shall on or before Monday, March 23, 1925, appoint a sifting committee of seven members to which shall be referred all bills other than appropriation bills, and that beginning Thursday, March 26, 1925, no bills shall be considered except appropriation bills and bills then upon the Senate calendar unless reported by said sifting committee. And no bills shall be reported or considered by the Senate that have been reported for indefinite postponement.

Senator Haskell asked unanimous consent to consider the resolution at this time. Objection was made.

Senator Haskell moved that the following resolution, previously offered by Senator Buser, be taken up and considered:

Be It Resolved by the Senate of the General Assembly of Iowa: That the President of the Senate shall on or before Wednesday, March 25, 1925, appoint a sifting committee of seven members to which shall be referred all bills other than appropriation bills, and that beginning Saturday, March 28, 1925, no bills shall be considered except appropriation bills and bills then upon the Senate calendar unless reported by said sifting committee. And no bills shall be reported or considered by the Senate that have been reported for indefinite postponement.

The motion prevailed.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from the resolution the words "the President of the Senate shall on or before Wednesday, March 25, 1925, appoint" and inserting in lieu thereof the words "the Senate shall on or before Wednesday, March 25, 1925, elect".

The amendment was lost.

The resolution was adopted.

Senator Haskell withdrew his resolution.

INTRODUCTION OF BILLS

Senate File No. 225, by Senator Schmedika, 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 referred to committee on judiciary No. 1.

Senate File No. 226, by Senator Shinn, a bill for an act to repeal sections forty-nine hundred eight (4908), forty-nine hundred nine (4909), forty-nine hundred ten (4910), forty-nine hundred eleven (4911), forty-nine hundred thirteen (4913) and forty-nine hundred fourteen (4914) of chapter two hundred fifty-one (251) of the 1924 Code relating to the registration or license fees of motor vehicles, and to enact a substitute therefor.

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

Senate File No. 227, by Senator Dean, a bill for an act to amend, revise, and codify section forty-three hundred fifty-eight (4358), Code 1924, relating to elections in school districts for the purpose of voting on the authorization of bonds.

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

Senate File No. 228, by Senator Dean, a bill for an act requiring real estate mortgages, when given as security for a note or other evidence of indebtedness, to contain a copy of the instrument or writing given to secure.

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

Senate File No. 229, by Senator Cavanaugh (by request), a bill for an act to amend chapter four hundred seventy-eight (478), Code 1924, by repealing sections ten thousand eight hundred twenty (10820) to ten thousand eight hundred twenty-four (10824), inclusive, of said code and by substituting in lieu thereof provisions for selecting trial judges by stipulation.

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

Senate File No. 230, by Senator Benson, a bill for an act to amend, revise, and codify sections eleven thousand nine hundred three (11903) and eleven thousand nine hundred four (11904), Code 1924, relating to the service of notice in proceedings for the administration of the estate of absentees.

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

HOUSE MESSAGES CONSIDERED

House File No. 106, a bill for an act to amend sections twenty-nine hundred fifty-four (2954) and twenty-nine hundred sixty (2960) of the Code, 1924, relating to poultry associations.

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

House File No. 183, a bill for an act to amend the law as it appears in section seventeen hundred nine (1709) of the Code, 1924, relating to fish hatcheries, game farms, and distribution of fish and game, and providing for the establishment of state game refuges.

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

House File No. 56, a bill for an act to amend paragraph one (1) of section ninety-one hundred eighty-three (9183) of the Code, 1924, relating to the investment by savings banks of their funds or capital and money deposited therein and their gains and profits in federal land bank bonds.

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

House File No. 90, a bill for an act to require records and reports to be kept of certain violations of the criminal laws of this state, providing penalties for violations thereof, and providing for the publication of such records.

Read first and second times and referred to committee on suppression of intemperance.

House File No. 198, a bill for an act to amend the law as it appears in section nineteen hundred thirty-six (1936) of the Code, 1924, relating to the labeling of legal shipments of intoxicating liquors.

Read first and second times and referred to committee on suppression of intemperance.

By unanimous consent Senator Mills was excused temporarily from the call of the Senate.

MOTION TO RECONSIDER CONSIDERED

The motion by Senator Bowman to reconsider the vote by which Senate File No. 63 failed to pass the Senate, was taken up and considered.

Senator Mills returned to the Senate chamber.

On the question "Shall the motion to reconsider prevail?" the vote was:

Ayes, 30.

Bowman	Dean	McLeland	Schmedika
Brookhart	Dotts	Mills	Shane
Browne	Ellis	Nelson	Shinn
Buser	Fackler	Ramsey	Skromme
Campbell	Gunderson	Reed	Slemmons
Cessna	Hartman	Rigby	Snook
Clearman	Haskell	Romkey	Stoddard
Darting	Kimberly		

Nays, 20.

Baird	Cavanaugh	Horchem	Rees
Benson	Clark	Johnston	Roberts
Bergman	Fulton	Kern	Shaff
Breakenridge	Gilchrist	Langfitt	Stanley
Brookins	Goodwin	Perkins	White

Absent or not voting, none.

The motion prevailed.

Senator Slemmons moved that the vote by which Senate File No. 63 passed to its third reading be reconsidered, which motion prevailed.

Senator Skromme offered the following amendment and moved its adoption:

Amend as follows:

Strike from line twelve (12) of section two (2) the figures "1931" and substitute in lieu thereof the figures "1929"; also strike from line fifteen (15) of said section two (2) the word "five" and substitute in lieu thereof the word "three"; also strike from line sixteen (16) of said section the figures "1932" and substitute in lieu thereof the figures "1930".

The amendment was adopted.

The bill was read for information.

Senator Slemmons moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 21.

Bowman	Darting	Kern	Romkey
Brookhart	Dotts	Kimberly	Schmedika
Browne	Fackler	Mills	Shinn
Buser	Gunderson	Nelson	Skromme
Campbell	Hartman	Ramsey	Slemmons
Cessna			

Nays, 29.

Baird	Dean	Johnston	Roberts
Benson	Ellis	Langfitt	Shaff
Bergman	Fulton	McLeland	Shane
Breakenridge	Gilchrist	Perkins	Snook
Brookins	Goodwin	Reed	Stanley
Cavanaugh	Haskell	Rees	Stoddard
Clark	Horchem	Rigby	White
Clearman			

Absent or not voting, none.

The bill having failed to receive constitutional majority was declared to have failed to pass the Senate.

BILLS SIGNED BY PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House Files Nos. 26, 32, and 70, and Senate Files Nos. 22, 62, and 78.

SIFTING COMMITTEE APPOINTED

The President appointed the following senators as members of the sifting committee: Senators Buser, Haskell, Stoddard, Shinn, Shane, Cavanaugh and Baird.

HOUSE AMENDMENTS CONSIDERED

Senator Romkey called up for consideration Senate File No. 12, amended by the House, and moved that the Senate concur in the following amendments:

Amend section two (2) by striking the last two lines thereof and inserting in lieu thereof the following: "its publication in the Daily Record, a newspaper published in Des Moines, Iowa, and the Nora Springs Advertiser, a newspaper published in Nora Springs, Iowa."

On the question "Shall the Senate concur?" the vote was:

Ayes, 43.

Baird	Dean	Langfitt	Schmedika
Benson	Dotts	McLeland	Shaff
Bergman	Ellis	Mills	Shane
Breakenridge	Fackler	Nelson	Shinn
Brookhart	Fulton	Perkins	Skromme
Brookins	Goodwin	Ramsey	Slemmons
Browne	Gunderson	Reed	Snook
Buser	Hartman	Rees	Stanley
Campbell	Haskell	Rigby	Stoddard
Cavanaugh	Johnston	Roberts	White
Clearman	Kern	Romkey	

Nays, none.

Absent or not voting, 7.

Bowman	Clark	Gilchrist	Kimberly
Cessna	Darting	Horchem	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 135 by striking

from section ten (10) beginning after the period following the word "fund" in line four (4) the remainder of the first paragraph and insert in lieu thereof the following:

"Of the fund thus created two million dollars (\$2,000,000.) is hereby placed in the primary road fund and made available to meet Federal Aid road building appropriations. The remainder of said fund shall be divided equally by the treasurer of state and one-half ($\frac{1}{2}$) paid into the Primary Road fund, the other one-half ($\frac{1}{2}$) into a secondary road, city, and town fund."

O. E. GUNDERSON.

MR. PRESIDENT: I move to amend Senate File No. 135 by striking therefrom all of section three (3) and substituting in lieu thereof the following:

"Section (3) The secretary of Agriculture shall adopt specifications to determine the quality of the various grades of gasoline sold or offered for sale in the state of Iowa.

Every person who sells or offers for sale gasoline at retail in this state shall keep posted in a conspicuous place most accessible to the public at his place of business a placard showing the result of the test as determined by the specification adopted by the secretary of agriculture.

Any person violating the provisions of this act shall be guilty of a misdemeanor and shall be punished by a fine not to exceed one hundred dollars (\$100) or imprisoned in the county jail not to exceed thirty (30) days or both such fine and imprisonment."

J. D. BUSER.

HOUSE AMENDMENT TO SENATE FILE NO. 120

Amend section one (1) by striking out of lines five (5) and six (6) the following: "Hungarian partridges or other imported game birds,"; also, by striking out of line six (6) the word "shall" and inserting in lieu thereof the word "may"; also by inserting in line eight (8) after the word "kill" the following: "not to exceed twelve birds per day"; also, by striking from line nine (9) the words "killed or".

Amend section three (3) by adding after the word "captured" in line three (3) the following "and delivered alive to the warden". Also further amend section three (3), line three (3) by inserting between the word "delivered" and the word "to" the word "alive".

Amend section six (6) by striking from line three (3) the word "Register" and inserting in lieu thereof the words "Daily Record".

On motion of Senator Bergman, Senator Gilchrist was excused temporarily from the call of the Senate.

On motion of Senator Shane the call of the Senate was raised until 9:30 a. m. Wednesday.

On motion of Senator Shane the Senate adjourned until 9:30 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 11, 1925.

The Senate met in regular session, President Pro Tem Ed H. Campbell presiding.

Prayer was offered by Rev. A. P. Blough, pastor of the Church of the Brethren, Waterloo, Iowa.

On motion of Senator Shinn, rule 37 was suspended for the day.

There being a call of the Senate in force, the roll was called, which revealed the presence of all senators.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Baird, from the legislative committee of the farmers of Kossuth county, favoring the income tax law. Ways and means.

By Senator Buser, from the Des Moines Trades and Labor Assembly, favoring the income tax law. Ways and means.

By Senator Clearman, from Entre Nous Club of Iowa City, favoring the program of the Iowa Good Roads Association. Highways.

By Senator Shinn, from the Cooperative Legislative Council, favoring the guarantee bank bill. Banks and banking.

By Senator Ellis, from the Wednesday Club of Appanoose County, favoring the good roads program. Highways.

By Senator Bowman, from barbers and barbers' supply houses of Waterloo, protesting Senate File No. 129, relative to barbering. Public health.

By Senator Johnston, from citizens of Britt, favoring a measure to declare an open season on pheasants in the northern part of the

state of not less than two days a year, and making the time optional with the county game wardens, approximately one hundred separate petitions. Fish and game.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that, on March 10, 1925, he had approved the following bills:

Senate File No. 6, relating to powers of boards of waterworks trustees.

Senate File No. 16, relating to ownership, purchase and maintenance of waterworks of certain cities.

Senate File No. 108, relating to pension fund for police and fire departments.

Senate File No. 38, relating to assessments against stockholders of banks.

Senate File No. 87, relating to appropriations of institutions under the management of the board of control.

REPORTS OF COMMITTEES

Senator Hartman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred House File No. 69, a bill for an act to amend section thirty-one hundred fifty-one (3151) of the Code, 1924, and defining peyote or the mescale button as a narcotic and making the penalties and laws pertaining to narcotics apply to the sale, distribution, possession or use of peyote or the mescale button, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. S. HARTMAN, *Chairman*.

Ordered passed on file.

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 162, a bill for an act to repeal section ten thousand four hundred eleven (10411) of the Code, 1924, and to enact a substitute therefor, legalizing corporations which failed to publish notice within the time required by law and whose articles of incorporation were defective, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 157, a bill for an act to amend section eighty-three (83) of the Code, 1924, relating to rewards, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from section 2 the words, "the Register and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa", and inserting in lieu thereof the words, "two newspapers as provided by law".

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

HOUSE AMENDMENTS CONSIDERED

Senator Romkey called up for consideration Senate File No. 70, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1), line nineteen (19), by striking out the word "and" and inserting in lieu thereof the word "medicines,".

Also, amend line twenty (20) by striking out the word "and" and inserting in lieu thereof the word "or".

On the question "Shall the Senate concur?" the vote was:

Ayes, 40.

Baird	Clark	Haskell	Roberts
Benson	Clearman	Johnston	Romkey
Bergman	Darting	Kern	Schmedika
Bowman	Dotts	Kimberly	Shane
Breakenridge	Ellis	McLeland	Shinn
Brookhart	Fackler	Mills	Skromme
Brookins	Fulton	Nelson	Slemmons
Buser	Gilchrist	Perkins	Snook
Campbell	Goodwin	Ramsey	Stanley
Cavanaugh	Hartman	Rigby	Stoddard

Nays, none.

Absent or not voting, 10.

Browne	Gunderson	Reed	Shaff
Cessna	Horchem	Rees	White
Dean	Langfitt		

The House amendments having received a constitutional majority, were declared to have been adopted and concurred in by the Senate.

S. F. 98 WITHDRAWN

By unanimous consent Senator Romkey withdrew Senate File No. 98 from further consideration.

S. F. 40 PLACED ON CALENDAR

On request of Senator Dean, Senate File No. 40 was ordered withdrawn from the committee on banks and placed on the calendar.

AMENDMENT TO RULES FILED

MR. PRESIDENT: I move to amend the standing rules of the Senate by adding as rule fifty (50) the following:

"No member shall be allowed to speak more than one time upon a pending bill, resolution, or motion, except that the proponent of such pending bill, resolution, or motion will have an additional closing speaking period."

J. D. BUSER.

The amendment to the rules was referred to the committee on rules.

Senator Brookhart was called to the chair at 9:55 a. m.

MOTION FOR MEMORIAL SESSION

Senator Horchem moved that Friday evening, March 27th, at 8 p. m., be designated as the time to pay tribute to the life, character, and public services, of former senators, who have passed away since the last session.

The motion prevailed.

THIRD READING OF BILLS

On motion of Senator Bowman, Senate File No. 135, a bill for an act imposing a license fee on gasoline used or sold for use in the state of Iowa; providing for the payment, collection, refund, distribution and expenditure thereof: fixing a standard for gasoline sold for use in the state and providing penalties for violation of the law; also amending sections four thousand nine hundred ninety-nine (4999) and four thousand six hundred thirty-five (4635) of the Code, 1924, and repealing section five thousand one (5001) of the Code, 1924, relating to road funds, having been reported out of the committee without recommendation, was taken up and considered.

Senator Shane moved that Senate File No. 39 be substituted for Senate File No. 135 for consideration at this time.

Senator Shaff moved as a substitute motion that Senate File No. 39 be substituted for Senate File No. 135.

Senator Cavanaugh raised the point of order that a statement by a member of a committee as to his position or recommendations on any matter in a committee was entirely out of order.

Senator Brookhart (presiding) held the point not well taken.

Senator Shinn raised the point of order that the argument between Senators Brookins and Stoddard was not germane to the question.

Senator Brookhart (presiding) held the point well taken.

By unanimous consent Senator Roberts was excused from the call temporarily.

Senator Buser raised the point of order that Senator Shaff's substitute motion was out of order.

Senator Brookhart (presiding) held the point not well taken.

Senator Shinn raised the point of order that, according to the record of March 5th, the Senate had agreed to take up Senate File No. 135 first and discuss it and that it took a two-thirds vote to suspend the rules.

Senator Brookhart (presiding) held this action would constitute a rule, and that it would take a two-thirds vote to suspend a rule, but that the question now before the Senate was Senator Shaff's motion to substitute, which was not a rule and did not require a two-thirds vote.

Senator Stoddard raised the point of order that these special orders were out of order, as they were not made special orders by a two-thirds vote.

Senator Brookhart (presiding) held the point not well taken, as it should have been raised at the time the bills were made special orders.

Senator Dean moved the previous question.

Senator Dean withdrew the motion.

Senator Brookins raised the point of order that Senator Shaff's motion was out of order in that it had no reference whatever to the previous motion.

Senator Brookhart (presiding) held the point not well taken.

Senator McLeland raised the point of order that all the discussion had been out of order, since the records show that Senate File

No. 135 was to be considered first of these two bills and that it would be necessary to reconsider the action of March 5th to put the pending motion.

Senator Brookhart held the point not well taken.

Senator Shinn moved that the call of the Senate be suspended until 1:15 p. m. and that the Senate adjourn until that time, which motion prevailed.

AFTERNOON SESSION

The Senate reconvened, President Pro Tem Campbell presiding.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 135.

Senator Shaff withdrew his substitute motion.

Senator Shane withdrew his motion.

Senator Shane offered the following amendment and moved its adoption:

Amend by striking out all following the enacting clause and substituting in lieu thereof the following:

"Section 1. That a license fee of two cents (2c) per gallon or fraction of a gallon is hereby imposed on all gasoline used in this state for any purpose whatsoever. Any person using gasoline within the state shall be liable for the fee herein provided for unless the same shall have been previously paid. Such license fee when paid shall be in lieu of all taxes upon gasoline, except personal property tax. License fees shall be collected and disposed of in the manner hereinafter provided.

Sec. 2. (a) The term "distributor" as used in this act shall mean any person who brings into the state, or who produces, refines, manufactures or compounds within the state, any gasoline to be used within the state or sold, or otherwise disposed of by him within the state for use in the state. Provided, however, a person coming into this state and traveling by motor vehicle may transport, in the ordinary gasoline tank attached to and forming a part of such motor vehicle, not more than twenty (20) gallons of gasoline without being considered a distributor.

(b) The term "person" includes individual, partnership, corporation and association.

(c) The term "treasurer" means the Treasurer of State of the state of Iowa.

(d) The word "gasoline", as used in this act, shall include the liquids derived from petroleum or natural gas, commonly known or sold as gasoline, and all other volatile and inflammable liquids, by whatsoever name known or sold, containing any derivative of petroleum or natural gas, and produced, prepared, or compounded for the purpose of gener-

ating power by means of internal combustion, or which may be used for such purpose, but shall not include kerosene.

Sec. 3. It shall be unlawful for any person to sell gasoline for use in this state for any purpose which does not meet the specifications adopted by the United States Department of Interior for domestic gasoline. Any person violating the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of not more than one hundred (\$100.00) dollars or be imprisoned not exceeding thirty (30) days in the county jail. Inspection may be made at any time by the Secretary of Agriculture or his inspectors and they are authorized to take samples of gasoline from any person for analysis.

Sec. 4. Every person who sells gasoline at retail in this state shall keep posted in a conspicuous place and most accessible to his customers at his place of business the retail price of gasoline including gasoline license fee of the different grades sold by him which shall be the total price per gallon charged to customers for such gasoline.

Sec. 5. Each distributor of gasoline shall, within thirty (30) days after the taking effect of this act, file with the treasurer a duly acknowledged certificate on forms prescribed, prepared and furnished by the treasurer showing the name under which such distributor is transacting business in the state of Iowa, the names and addresses of the several persons constituting the association or partnership, and if a corporation the corporate name under which it is authorized to transact business, and the names and addresses of its principal officers, and its resident general agent or other officer upon whom process may be served or who is authorized to represent it for all the purposes of this act.

Sec. 6. Each distributor of gasoline shall, on or before the fifteenth day of each calendar month, forward to the treasurer a statement, sworn to by one of its principal officers, showing the total number of gallons of gasoline imported by him and the total number of gallons of gasoline sold or otherwise disposed of for the preceding calendar month, and shall at the same time remit to the treasurer the amount of license fee for such preceding month for which such distributor is liable.

Sec. 7. The books, records, papers, receipts, invoices and equipment of any distributor which pertain to the sale of gasoline shall be subject to inspection at any time during ordinary business hours by the treasurer or his representatives.

Sec. 8. Any distributor who shall fail to make, or refuse to make the reports to the treasurer as herein prescribed, or shall refuse to permit the treasurer to examine the books, records, papers, receipts, invoices or equipment of such distributor, pertaining to the sale of gasoline, or who shall make any incomplete, false or fraudulent return hereunder, shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine of not to exceed one hundred and no hundredths dollars (\$100.00) or imprisonment in the county jail not to exceed thirty (30) days.

Sec. 9. The money collected under the provisions of this act shall be distributed and disbursed as follows:

One-third ($\frac{1}{3}$) to the primary road fund.

Two-thirds ($\frac{2}{3}$) to be paid to the county treasurer of each county in proportion to the area of the county to the area of the state and to be kept by the county treasurer in a fund known as the secondary road fund and shall be by the board of supervisors used for the purpose of grading, draining, gravelling or otherwise improving and maintaining the county road system in such county and such main travelled roads of the township roads of said county as may be selected by the trustees in each township, and which county road system as may be so improved shall be deemed to include all extensions of such road systems within the limits of any cities or towns in such county. Said fund to be so expended by the board of supervisors of the county that biennially the expenditure shall have been equal in each township for the biennium, in proportion to the area of such townships.

Sec. 10. Any person who shall buy or use any gasoline for the purpose of operating or propelling stationary gas engines, tractors used for agricultural purposes, motor boats, air-planes, or aircraft, who shall purchase or use any gasoline for cleaning or dyeing or for any other commercial use except for propelling motor vehicles operated in whole or in part upon any of the public highways, 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 purchases, which statement shall set forth the total amount of such gasoline so purchased and used by such consumer, other than for propelling motor vehicles operated or intended to be operated in whole or in part upon any of the public highways, which refund shall be first approved by the county treasurer of the county where used, and the treasurer of state shall, upon the presentation of such invoices cause to be repaid, to such consumer, from the fund operated by the license fees collected on the use of gasoline, as herein provided, the amount of license fees paid by such consumer on gasoline used for purposes other than propelling motor vehicles as hereinbefore provided. All applications for refunds or reimbursement as provided for in this section shall be filed with the treasurer of state within ninety (90) days after the date on which such gasoline shall have been purchased, as shown by the invoice. Any person, firm or corporation who shall make any false statement in connection with an application for the refund of any money or license fees, as herein provided, or who shall collect or cause to be repaid to him or to any person any such fees without being entitled to the same under the provisions of this section, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not to exceed one thousand (\$1,000.00) dollars.

Sec. 11. The refunds provided for in the preceding section shall be made on blank forms provided by the treasurer of state and under such proofs under oath, as he may prescribe.

Sec. 12. If any part of this act is held to be unconstitutional or invalid by the courts, such decision shall not affect the validity of the remaining portions of this act.

Sec. 13. This act being deemed of immediate importance shall be in

full force and effect from and after its publication in the Register and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa."

Senator Buser raised the point of order that there had been a number of amendments filed previously at the desk and according to the practice of the Senate the previous amendments would take precedence in consideration over the amendment by Senator Shane.

President Pro Tem Campbell held the point well taken.

Senator Fackler moved the adoption of the following amendment, previously filed:

Amend by striking out all of section 12.

Senator Buser offered the following amendment to the amendment and moved its adoption:

Amend by adding: "and renumbering the sections following."

The amendment to the amendment was adopted.

The amendment was adopted.

Senator Gunderson moved the adoption of the following amendment, previously filed:

Amend by striking from section ten (10) beginning after the period following the word "fund" in line four (4) the remainder of the first paragraph and insert in lieu thereof the following:

"Of the funds thus created two million dollars (\$2,000,000.) is hereby placed in the primary road fund and made available to meet Federal Aid road building appropriations. The remainder of said fund shall be divided equally by the treasurer of state and one-half ($\frac{1}{2}$) paid into the Primary Road fund, the other one-half ($\frac{1}{2}$) into a secondary road, city, and town fund."

Senator Buser offered the following amendment to the amendment and moved its adoption:

Amend by inserting the word "annually" after the word "placed".

The amendment to the amendment was accepted.

Senator Skromme offered the following amendment to the amendment and moved its adoption:

Amend by striking from section ten (10) beginning after the period following the word "fund" in line four (4) the remainder of the first paragraph, and inserting in lieu thereof the following:

"There shall be set aside from the Highway Fund, annually, beginning

July 1st, 1925, and there shall be appropriated a sum equal to the amount apportioned to the state as Federal Aid for highways, which sum together with the amount apportioned to the state as Federal Aid shall be known as the State Federal Aid Primary Road Fund. The remainder of said fund shall be divided equally by the treasurer of state and one-half ($\frac{1}{2}$) paid into the Primary Road fund, the other one-half ($\frac{1}{2}$) into a secondary road, city and town fund."

Senator Skromme withdrew his amendment.

Senator Stoddard raised the point of order that Senator Schmedika's remarks were not germane.

President Pro Tem Campbell held the point not well taken.

Senator Brookhart offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 1 the following "two million dollars (\$2,000,000)" and inserting in lieu thereof the word "there" and by striking the period (.) following the word "appropriations" and inserting "an amount annually equal to the amount of the federal aid fund apportioned to the state."

The amendment to the amendment was accepted.

The amendment was adopted.

Senator Buser moved the adoption of the following amendment, previously filed:

Amend by striking therefrom all of section three (3) and substituting in lieu thereof the following:

"Sec. 3. The secretary of agriculture shall adopt specifications to determine the quality of the various grades of gasoline sold or offered for sale in the state of Iowa.

Every person who sells or offers for sale gasoline at retail in this state shall keep posted in a conspicuous place most accessible to the public at his place of business a placard showing the result of the test as determined by the specification adopted by the secretary of agriculture.

Any person violating the provisions of this act shall be guilty of a misdemeanor and shall be punished by a fine not to exceed one hundred dollars (\$100) or imprisoned in the county jail not to exceed thirty (30) days or both such fine and imprisonment."

The amendment was adopted.

Senator Shane moved that the amendment offered by him (striking out all following the enacting clause) be adopted.

Senator Stoddard was called to the chair at 2:20 p. m.

President Pro Tem Campbell resumed the chair at 2:50 p. m.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 135 by inserting after the word "aircraft" in line three (3) of section nine (9) the following: "or motor vehicle owned by any municipality and used entirely by said municipality within its corporate limits."

B. M. STODDARD.

MR. PRESIDENT: I move to amend Senate File No. 135 by inserting after the word "automobiles" in line three (3) of section ten (10) the following:

"except such portion of said motor vehicle fund as may be necessary to maintain the federal aid engineering fund, and as may, by law, be retained in the state treasury as a maintenance fund for the state highway commission, or as a fund to cover administration of the motor vehicle department."

J. D. BUSER.

The journal of March 10th was corrected and approved.

Senator Perkins moved that the Senate adjourn until 9:30 a. m. Thursday.

On the question "Shall the motion prevail?" the vote was:

Ayes, 30.

Baird	Ellis	Langfitt	Roberts
Benson	Fulton	Mills	Shaff
Bergman	Gilchrist	Perkins	Shane
Breakenridge	Goodwin	Ramsey	Skromme
Campbell	Haskell	Reed	Stanley
Cavanaugh	Horchem	Rees	Stoddard
Clark	Johnston	Rigby	White
Clearman	Kimberly		

Nays, 20.

Bowkman	Cessna	Gunderson	Romkey
Brookhart	Darting	Hartman	Schmedika
Brookins	Dean	Kern	Shinn
Browne	Dotts	McLeland	Slemmons
Buser	Fackler	Nelson	Snook

Absent or not voting, none.

The motion prevailed and the Senate adjourned until 9:30 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 12, 1925.

The Senate met in regular session, President Pro Tem Ed H. Campbell presiding.

Prayer was offered by Rev. H. R. Campbell, pastor of the Presbyterian church of Aplington, Iowa.

On motion of Senator Breakenridge, rule 37 was suspended for the day.

The roll call revealed the presence of all senators.

PETITIONS AND MEMORIALS

Petitions favoring the program of the Iowa Good Roads Association were presented by Senator Breakenridge, from voters of Kossuth county; by Senator Kimberly, from voters of Scott county; by Senator Ellis, from citizens of Appanoose county; by Senator Roberts, from Leon Chamber of Commerce, all of which were referred to the committee on highways.

Petitions favoring election of county superintendent by popular election were presented by Senator Mills, from voters of Guthrie county, which were referred to the committee on schools.

Petitions favoring the reading of the Bible in public schools were presented by Senator Mills, from voters of Guthrie county, which were referred to the committee on schools.

Petition asking the grant of funds for the Library Commission was presented by Senator Stoddard, from citizens of St. Marys, and referred to appropriations.

Petitions favoring the gasoline tax were presented by Senator Breakenridge, from citizens of Rodman, town council of Arnolds Park, and Iowa Rural Letter Carriers Association of Algona, all of which were referred to the committee on ways and means.

Petition protesting income tax law was presented by Senator Browne, from business men of Preston, and referred to the committee on ways and means.

INTRODUCTION OF BILLS

Senate File No. 231, by Senator McLeland, a bill for an act to authorize a special levy in certain counties for the repair of buildings belonging to the county.

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

Senate File No. 232, by Senator Fulton, a bill for an act to repeal section forty-two (42) of the Code, 1924, relating to the authority of the joint committee on retrenchment and reform.

Read first and second times and referred to committee on departmental affairs.

Senate File No. 233, by Senator Fackler, a bill for an act making it unlawful for any person to hold himself out as a detective unless he be a peace officer under the laws of this state, and providing penalty for violation.

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

Senate File No. 234, by Senator Fackler, a bill for an act to amend section thirty-seven hundred seventy-nine (3779) of the Code, 1924, with reference to the duties of the wardens of the penitentiary and the men's reformatory, on the release of prisoners.

Read first and second times and referred to committee on board of control.

Senate File No. 235, by Senator Horchem, a bill for an act to amend section nineteen hundred twelve (1912), Code 1924, relating to the jurisdiction of the board of conservation and public parks.

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

Senate File No. 236, by Senator Horchem, a bill for an act to amend section five thousand seven hundred two (5,702) of the Code of 1924, relating to removal or discharge of civil service employees.

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

Senate File No. 237, by Senator Fulton, a bill for an act to amend section eighteen hundred sixty-two (1862) of the Code, 1924, relating to the organization of the board of engineering examiners.

Read first and second times and referred to committee on departmental affairs.

Senate File No. 238, by committee on judiciary No. 1, a bill for an act to require the clerk of the supreme court to account for fees, receipts, and collections not belonging to the state and to declare the duty of the auditor and treasurer of state in reference thereto.

Read first and second times and placed on the calendar.

Senate File No. 239, by Senator Gunderson, a bill for an act authorizing certain counties to transfer county funds.

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

Senate File No. 240, by Senator Buser (by request), a bill for an act to repeal sections two thousand seven hundred seven (2707), two thousand seven hundred eight (2708), two thousand seven hundred nine (2709), two thousand seven hundred ten (2710), two thousand seven hundred eleven (2711), two thousand seven hundred twelve (2712), two thousand seven hundred thirteen (2713), two thousand seven hundred sixteen (2716), two thousand seven hundred seventeen (2717), two thousand seven hundred eighteen (2718), two thousand seven hundred thirty-three (2733), two thousand seven hundred forty-one (2741), and two thousand seven hundred forty-two (2742), of the Code, 1924, relating to hog cholera virus and serum.

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

Senate File No. 241, by Senator Goodwin, a bill for an act authorizing cities to appropriate money to aid in the purchase of state parks and to issue bonds for the payment of same and to levy a tax for the payment of the principal and interest of such bonds.

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

Senate File No. 242, by Senator Goodwin, a bill for an act to authorize the construction, reconstruction, and repair of sidewalks outside the limits of cities but within the limits of certain school districts, and to provide for the assessment of the cost of such improvement on abutting property.

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

Senate File No. 243, by Senator Goodwin, a bill for an act authorizing city councils of cities of the first class to divide such cities into two districts for lighting purposes, to be designated a "Metropolitan Lighting District" and "General Lighting District", and to levy a special tax of not to exceed two mills on the property in such metropolitan lighting district, in addition to all other taxes now authorized by law, to defray the expense of lighting such district.

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

Senate File No. 244, by Senator Fackler, a bill for an act requiring sheriffs and chiefs of police to report thefts of automobiles and recoveries of such vehicles to the Bureau of Criminal Investigation.

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

Senate File No. 245, by Senator Fackler, a bill for an act to amend chapter six hundred sixteen (616) of the Code, 1924, re-

lating to criminal investigation, and identification of persons accused of crime.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 119, a bill for an act authorizing the counties to enter upon private owned property for the purpose of prospecting for gravel.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 159, a bill for an act relative to the destruction of noxious weeds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 78, a bill for an act empowering county boards of supervisors in certain cases to cancel special assessments made for graveling roads and to refund money collected on account of such assessments.

A. C. GUSTAFSON, *Chief Clerk.*

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 11th day of March, 1925, sent to the governor for his approval, Senate Files Nos. 22, 62, and 78.

F. C. STANLEY, *Chairman.*

The report was adopted.

REPORTS OF COMMITTEES

Senator Gunderson submitted the following report:

MR. PRESIDENT: Your committee on child welfare to which was referred House File No. 131, a bill for an act to define, license and regulate child-placing agencies, to regulate the surrender or commitment of minors to such agencies, and to repeal sections 3662, 3663, 3664, 3665, 3669, 3670, 3672, 3673, 3674, 3675, and 3684 of the Code, 1924, relating thereto, begs leave to report it has had the same under consideration and recommends the same do pass.

O. E. GUNDERSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on child welfare to which was referred House File No. 132, a bill for an act to repeal chapter one hundred thirteen (113) Code of 1924, relating to maternity hospitals and to provide a substitute therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

O. E. GUNDERSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on child welfare to which was referred House File No. 133, a bill for an act to define, license, and regulate children's boarding homes, begs leave to report it has had the same under consideration and recommends the same do pass.

O. E. GUNDERSON, *Chairman*.

Ordered passed on file.

Senator Shane submitted the following report:

MR. PRESIDENT: Your committee on banks to which was referred Senate File No. 211, a bill for an act to amend sections 8737, 8829, and 9183, Code 1924, relative to the investments of funds, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK SHANE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks to which was referred House File No. 129, a bill for an act to create a state banking board and to define its powers and duties; to provide the method for banks to become public depositories; to relieve banks, county treasurers, state treasurers and other custodians of public funds from giving bonds for money deposited; to relieve public, etc., begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK SHANE, *Chairman*.

Ordered passed on file.

Senator Rees submitted the following report:

MR. PRESIDENT: Your committee on fish and game to which was referred House File No. 164, a bill for an act to amend section seventeen hundred nineteen (1719) of the Code, 1924, relating to fishing by non-residents, begs leave to report it has had the same under consideration and recommends the same do pass.

S. C. REES, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on fish and game to which was referred House File No. 163, a bill for an act to repeal section seventeen hundred eleven (1711) of the Code, 1924, relating to monthly accounting by state game warden, begs leave to report it has had the same under consideration and recommends the same do pass.

S. C. REES, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on fish and game to which was referred House File No. 162, a bill for an act to amend section seventeen hundred forty-five (1745) and section seventeen hundred fifty-one (1751) of the Code, 1924, relating to the fishing of sheepshead, begs leave to report it has had the same under consideration and recommends the same do pass.

S. C. REES, *Chairman*.

Ordered passed on file.

HOUSE AMENDMENTS CONSIDERED

Senator Fulton called up for consideration Senate File No. 102, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1) by striking out the second paragraph of said section and inserting in lieu thereof the following:

"Said companies may substitute for such securities, warranty deeds conveying all the property included in the original mortgage to the commissioner of insurance. Such deeds shall be held by the commissioner of insurance in trust for the policyholders of said company."

Amend section one (1) by striking out the last sentence of paragraph three (3) which reads "All such deeds shall be withdrawn within three years from the date of such deposit.", and inserting in lieu thereof the following:

"All such property shall be conveyed to the company, or other person designated by such company, within three years from the date of the conveyance to the commissioner, and the company required at such time to replace such security with other approved securities."

On the question "Shall the Senate concur?" the vote was:

Ayes, 40.

Baird	Browne	Dean	Gilchrist
Benson	Campbell	Dotts	Gunderson
Bergman	Cavanaugh	Ellis	Hartman
Bowman	Clark	Fackler	Haskell
Brookins	Darting	Fulton	Horchem

Johnston
Kern
Kimberly
Langfitt
McLeland

Mills
Nelson
Perkins
Ramsey
Reed

Rees
Rigby
Schmedika
Shane
Shinn

Slemmons
Snook
Stanley
Stoddard
White

Nays, none.

Absent or not voting, 10.

Breakenridge
Brookhart
Buser

Cessna
Clearman
Goodwin

Roberts
Romkey

Shaff
Skromme

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Fulton called up for consideration Senate File No. 101, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File No. 101 by striking all of sections one (1) and two (2), and inserting in lieu thereof the following:

Section 1. Section sixty-two hundred sixteen (6216) of the Code, 1924, is amended by inserting a new sentence immediately following the first sentence of said section, which shall read as follows: "If there be no such newspaper published in such city or town, then the said publication may be in a newspaper of general circulation within the city or town."

On the question "Shall the Senate concur?" the vote was:

Ayes, 43.

Baird
Benson
Brookhart
Brookins
Browne
Campbell
Cavanaugh
Cessna
Clark
Clearman
Darting

Dean
Dotts
Ellis
Fackler
Fulton
Goodwin
Gunderson
Hartman
Haskell
Horchem
Johnston

Kern
Kimberly
Langfitt
McLeland
Mills
Perkins
Ramsey
Reed
Rees
Rigby
Romkey

Schmedika
Shaff
Shane
Shinn
Skromme
Slemmons
Snook
Stanley
Stoddard
White

Nays, none.

Absent or not voting, 7.

Bergman
Bowman

Breakenridge
Buser

Gilchrist
Nelson

Roberts

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Gunderson called up for consideration Senate File No. 120, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1) by striking out of lines five (5) and six (6) the following: "Hungarian partridges or other imported game birds,"; also, by striking out of line six (6) the word "shall" and inserting in lieu thereof the word "may"; also by inserting in line eight (8) after the word "kill" the following: "not to exceed twelve birds per day"; also, by striking from line nine (9) the words "killed or".

Amend section three (3) by adding after the word "captured" in line three (3) the following "and delivered alive to the warden". Also further amend section three (3), line three (3) by inserting between the word "delivered" and the word "to" the word "alive".

Amend section six (6) by striking from line three (3) the word "Register" and inserting in lieu thereof the words "Daily Record".

On the question "Shall the Senate concur?" the vote was:

Ayes, 41.

Baird	Clark	Johnston	Rigby
Benson	Clearman	Kern	Shaff
Bergman	Darting	Kimberly	Shane
Breakenridge	Dotts	Langfitt	Shinn
Brookhart	Ellis	McLeland	Skromme
Brookins	Fackler	Mills	Slemmons
Browne	Gunderson	Perkins	Snook
Buser	Hartman	Ramsey	Stanley
Campbell	Haskell	Reed	Stoddard
Cavanaugh	Horchem	Rees	White
Cessna			

Nays, 2.

Goodwin Schmedika

Absent or not voting, 7.

Bowman	Fulton	Nelson	Romkey
Dean	Gilchrist	Roberts	

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 135.

Senator Browne moved the previous question.

Senator Ellis moved that action on all pending gasoline bills be deferred until Tuesday, March 17th, at 10 a. m.

Senator Buser raised the point of order that Senator Ellis' motion was out of order, as there was a motion for the previous question pending.

President Pro Tem Campbell held the point well taken.

Senator Shane moved that all pending gasoline bills be recommitted to the committee on ways and means.

Senator Buser raised the same point of order—that there was a motion for the previous question pending.

President Pro Tem Campbell held the point well taken.

Senator Ellis moved as a substitute motion that action be deferred on the pending gasoline bills until Tuesday, March 17th, at 10 a. m., and that a committee of five (5) be appointed, of which the authors of the two bills shall be members, together with Senators Buser and Shaff, and one other that these four shall select, to confer and bring a committee bill before this body, the same to be reported back and made a special order on the above named date.

Senator Buser raised the point of order that the substitute motion was out of order.

President Pro Tem Campbell held the point well taken.

On the question: "Shall the main question be ordered?" the vote was:

Ayes, 24.

Bowman
Brookhart
Brookins
Browne
Buser
Cessna

Darting
Dean
Dotts
Fackler
Gilchrist
Gunderson

Hartman
Kern
McLeland
Mills
Nelson
Rees

Romkey
Schmedika
Shinn
Skromme
Slemmons
Snook

Nays, 26.

Baird	Clearman	Kimberly	Roberts
Benson	Ellis	Langfitt	Shaff
Bergman	Fulton	Perkins	Shane
Breakenridge	Goodwin	Ramsey	Stanley
Campbell	Haskell	Reed	Stoddard
Cavanaugh	Horchem	Rigby	White
Clark	Johnston		

Absent or not voting, none.

The motion was lost.

Senator Ellis renewed his motion.

Senator Fulton raised the point of order that a motion to defer did not permit debate on the main question.

President Pro Tem Campbell held the point well taken.

Senator Brookhart raised the point of order that the Senate was disposing of a special order and it would take a two-thirds vote to refer these bills.

President Pro Tem Campbell held the point not well taken.

Senator Fulton moved as an amendment to the motion that the names be stricken therefrom and that the presiding officer be authorized to appoint the five members of the committee.

Senator Buser raised the point of order that the Senate was now undertaking to do something not provided in the rules; that the Senate had a regular order of procedure of introducing legislation, referring it to committee, etc., and this motion was out of order.

The President Pro Tem held the point not well taken.

The amendment by Senator Fulton to the motion was accepted.

Senator Buser raised the point of order that this motion was in effect suspending the rules and would require a two-thirds vote.

President Pro Tem Campbell held the point not well taken.

On the question "Shall the motion prevail?" the vote was:

Ayes, 26.

Baird	Clark	Johnston	Rigby
Benson	Clearman	Kimberly	Roberts
Bergman	Ellis	Langfitt	Shaff
Breakenridge	Fulton	Perkins	Shane
Cavanaugh	Goodwin	Ramsey	Stanley
Cessna	Haskell	Reed	Stoddard
	Horchem	Rees	

Nays, 24.

Bowman	Darting	Hartman	Schmedika
Brookhart	Dean	Kern	Shinn
Brookins	Dotts	McLeland	Skromme
Browne	Fackler	Mills	Slemmons
Buser	Gilchrist	Nelson	Snook
Campbell	Gunderson	Romkey	White

Absent or not voting, none.

The motion prevailed.

Senator Bowman asked that the roll call be verified.

Senator Horchem raised the point of order that the decision had been announced on the roll call and it could not be verified.

President Pro Tem Campbell held the point well taken.

Senator Romkey moved that action on Senate File No. 191 (Special Order No. 7) be deferred until tomorrow morning.

The motion prevailed.

A division was called for.

Senator Romkey raised the point of order that the division was not asked for until after the decision was announced.

The President Pro Tem held the point well taken.

On motion of Senator Stoddard, Senator Cessna was excused for the remainder of the day.

Senator Haskell moved that the Senate adjourn until 1:00 p. m. today.

Senator Buser moved to amend by making the hour 11:20 a. m. The amendment was lost.

The motion prevailed and the Senate adjourned until 1:00 p. m. today.

AFTERNOON SESSION.

The Senate met pursuant to adjournment, President Pro Tem Campbell presiding.

INTRODUCTION OF BILLS

Senate File No. 246, by Senator Stoddard, a bill for an act to amend sections seven thousand three hundred eighty-four (7384), seven thousand three hundred eighty-eight (7388) and seven thousand three hundred ninety-six (7396) of chapter three hundred fifty-one (351), Title XVI (sixteen), Code, 1924, relating to fees and refunds of inheritance tax.

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

Senate File No. 247, by Senator Stoddard, a bill for an act to amend section ten thousand seven hundred eighty-six (10786), of chapter four hundred seventy-seven (477), of title XXX (thirty), Code, 1924, and section ten thousand eight hundred six (10806) of chapter four hundred seventy-eight (478), of title XXX (thirty), Code, 1924, relating to the salaries and expenses of judges.

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

Senate File No. 248, by Senator Stoddard, a bill for an act to amend section three thousand seven hundred seventy (3770), chapter one hundred eighty-seven (187), title XI (eleven), Code, 1924, relating to reward for apprehension and delivery of convicts.

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

Senate File No. 249, by Senator Stoddard, a bill for an act to amend section one thousand two hundred thirty-eight (1238), chapter sixty-eight (68), title V (five), Code, 1924, relating to expenses of mine inspectors.

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

Senate File No. 250, by Senator Fulton, a bill for an act to amend, revise, and codify sections thirty-nine (39) and forty (40), Code 1924, relating to the election of members of a committee to be known as the standing committee on retrenchment and reform.

Read first and second times and referred to committee on departmental affairs.

APPOINTMENT OF SPECIAL COMMITTEE ON GAS TAX BILLS

President Pro Tem Campbell announced that, as members of the special committee to report a gasoline tax bill, he had appointed Senators Ellis (chairman), Bowman, Bergman, Buser and Stoddard.

THIRD READING OF BILLS

On motion of Senator Stoddard, Senate File No. 91, a bill for an act to amend sections seventy-four hundred twenty-one (7421), seventy-four hundred twenty-nine (7429), seventy-four hundred thirty-seven (7437), seventy-four hundred thirty-eight (7438), seventy-four hundred forty-five (7445), seventy-four hundred fifty (7450), seventy-four hundred fifty-seven (7457), seventy-four hundred sixty (7460), seventy-four hundred sixty-four (7464), seventy-four hundred seventy-one (7471), seventy-five hundred fifty-six (7556), seventy-five hundred seventy-three (7573), seventy-five hundred seventy-four (7574), seventy-five hundred seventy-five (7575), seventy-five hundred seventy-nine (7579), seventy-five hundred eighty (7580), seventy-six hundred one (7601), seventy-six hundred five (7605), seventy-six hundred eight (7608), and seventy-six hundred twenty-six (7626), Code 1924, relating to public drainage improvements; to authorize the construction, maintenance, and repair of settling basins as a part of or in connection with such improvements; and to authorize the purchase, lease, or condemnation of lands for such basins, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stoddard moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Clearman	Johnston	Rigby
Benson	Dean	Kern	Roberts
Bergman	Dotts	Kimberly	Schmedika
Breakenridge	Ellis	Langfitt	Shaff
Brookhart	Fackler	McLeland	Shane
Brookins	Fulton	Mills	Shinn
Browne	Gilchrist	Nelson	Skromme
Buser	Goodwin	Perkins	Slemmons
Campbell	Hartman	Ramsey	Snook
Cavanaugh	Haskell	Reed	Stoddard
Clark	Horchem	Rees	White

Nays, none.

Absent or not voting, 6.

Bowman	Darting	Romkey	Stanley
Cessna	Gunderson		

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rigby, Senate File No. 137, a bill for an act making appropriation to select, purchase, build, dedicate and transfer to the United States, a portrait bust of Iowa's famous war governor, Samuel J. Kirkwood, and to provide the sum necessary to repair the Iowa State Memorial located in the National Military Park at Vicksburg, Mississippi, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend the title by striking out all of the same, and substituting in lieu thereof the following:

A BILL FOR

"An Act making an appropriation to procure, transport, dedicate and transfer to the United States in the National Military Park at Vicksburg, Mississippi, a memorial portrait bust of Iowa's War Governor, Samuel J. Kirkwood, and to provide a fund for the repair of the Iowa State Memorial located in said park."

Also amend by striking all after the enacting clause and substituting the following:

"Section 1. There is hereby appropriated the sum of thirty-five hundred dollars (\$3,500.00) to select, purchase, build, transport, dedicate and transfer to the United States, a portrait bust of Iowa's War Governor, Samuel J. Kirkwood, to be placed in the National Military Park at Vicksburg, Mississippi, and to provide a sum necessary to repair the Iowa State Memorial located in said park. Said funds shall be available to and be spent under the direction of the Governor of Iowa for the purposes hereof. All funds not necessary for this work shall be returned to the state treasury."

The bill was read for information.

Senator Rigby moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Clearman	Kern	Romkey
Benson	Dotts	Kimberly	Schmedika
Bergman	Ellis	Langfitt	Shaff
Breakenridge	Fackler	McLeland	Shane
Brookhart	Fulton	Mills	Skromme
Brookins	Gilchrist	Perkins	Slemmons
Browne	Goodwin	Ramsey	Snook
Buser	Hartman	Reed	Stanley
Campbell	Haskell	Rees	Stoddard
Cavanaugh	Horchem	Rigby	White
Clark	Johnston	Roberts	

Nays, none.

Absent or not voting, 7.

Bowman	Darting	Gunderson	Shinn
Cessna	Dean	Nelson	

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

Senator Rigby moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REQUEST TO MAKE S. F. NO. 159 SPECIAL ORDER

Senator Shaff moved that Senate File No. 159 be made a special order for 10:00 a. m. Monday, March 16th.

On the question "Shall the motion prevail?" the vote was:

Ayes, 26.

Baird	Clearman	Kimberly	Roberts
Benson	Darting	Langfitt	Shaff
Bergman	Ellis	Perkins	Shane
Breakenridge	Goodwin	Ramsey	Stanley
Campbell	Haskell	Reed	Stoddard
Cavanaugh	Horchem	Rigby	White
Clark	Johnston		

Nays, 22.

Bowman	Dotts	McLeland	Schmedika
Brookhart	Fackler	Mills	Shinn
Brookins	Gilchrist	Nelson	Skromme
Browne	Gunderson	Rees	Slemmons
Buser	Hartman	Romkey	Snook
Dean	Kern		

Absent or not voting, 2.

Cessna	Fulton
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The motion having failed to receive a two-thirds majority was lost.

On motion of Senator Buser, Senate File No. 153, a bill for an act to appropriate sufficient funds to pay the maintenance tax against state lands in Drainage District No. 13, located in Muscatine and Louisa counties, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Buser moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Clearman	Johnston	Roberts
Benson	Darting	Kern	Romkey
Bergman	Dean	Kimberly	Schmedika
Bowman	Dotts	Langfitt	Shane
Breakenridge	Ellis	McLeland	Shinn
Brookhart	Fulton	Mills	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Browne	Goodwin	Perkins	Snook
Buser	Gunderson	Ramsey	Stanley
Campbell	Hartman	Reed	Stoddard
Cavanaugh	Haskell	Rigby	White
Clark	Horchem		

Nays, none.

Absent or not voting, 4.

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

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORTS OF COMMITTEES

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 145, a bill for an act to amend section sixty-two hundred sixty-one (6261) of the Code, 1924, so as to provide for the anticipation of special taxes for cemetery purchase fund in cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 146, a bill for an act to amend, revise, and codify sections 5661, 5678, 5779, 5866; to amend sections 5822, 5832, 6159, and 6177; Code, 1924, relating to reports by municipal officers, boards, and commissions; to define a municipal fiscal year; and to provide for an annual report by the public comfort station commission, and by the board of trustees of waterworks in certain cities, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 202, a bill for an act to amend section 1157, Code, 1924, relating to the filling of vacancies in city or town offices, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 152, a bill for an act to place a limit upon the hours of duty required of employees of fire departments in certain cities, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section one (1) of the bill by striking out of the third line the

words and figures "thirty-five thousand (35,000)" and inserting in lieu thereof the words and figures "twenty-five thousand ((25,000))".

Amend section two (2) by striking out the word "chiefs" in the second line thereof and inserting the word "chief".

Amend by striking out all of section three (3).

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 151, a bill for an act to amend section 6207 of the Code, 1924, by authorizing a special extra levy not exceeding two (2) mills for the years 1925 and 1926, for the general fund of all cities and towns, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking all after the enacting clause and substituting in lieu thereof the following:

Section 1. Section sixty-two hundred seven (6207) of the Code, 1924, is hereby repealed and the following substituted:

"The councils of cities and towns may levy annually a tax not exceeding ten (10) mills to be used in defraying their general and incidental expenses; but for the years 1925 and 1926, they may not levy more than two (2) mills additional to meet deficiency."

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 121, a bill for an act relating to township halls, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause and substituting the following:

Section 1. That section fifty-five hundred seventy-four (5574) be amended by inserting after the word "the" in the ninth line the following: "purchase of a site and".

Sec. 2. That section fifty-five hundred seventy-five (5575) of the Code, 1924, be and the same is hereby amended by inserting after the word "dollar" and before the word "on" in line six (6) of said section the following: "each year for a period not exceeding five years".

Sec. 3. That section fifty-five hundred seventy-seven (5577) of the Code, 1924, be and the same is hereby amended by striking out the word "one" in line six (6) and inserting in lieu thereof the word "five".

Amend the title by striking out all after the word "sections" in line

one (1) thereof, and inserting in lieu thereof the following: "fifty-five hundred seventy-four (5574), fifty-five hundred seventy-five (5575), and fifty-five hundred seventy-seven (5577) of the Code, 1924, relating to township halls."

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 181, a bill for an act authorizing council of the state and cities and towns to buy and sell gasoline and making an appropriation for such purposes, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Senator Mills submitted the following report:

MR. PRESIDENT: Your committee on military affairs to which was referred Senate File No. 171, a bill for an act relating to exemptions, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

REDFIELD C. MILLS, *Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 101, 120, 4, 7, 131, 12, and 70.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

HOUSE MESSAGES CONSIDERED

House File No. 78, a bill for an act empowering county boards of supervisors in certain cases to cancel special assessments made for graveling roads and to refund money collected on account of such assessments.

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

House File No. 159, a bill for an act to amend section forty-eight hundred twenty-one (4821), Code of 1924, relative to destruction of noxious weeds.

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

House File No. 119, a bill for an act authorizing the counties to enter upon private owned property for the purpose of prospecting for gravel.

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

The Journal of March 11th was corrected and approved.

On motion of Senator Stoddard the Senate adjourned until 9:30 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 13, 1925.

The Senate met in regular session, President Pro Tem Ed H. Campbell presiding.

Prayer was offered by Rev. R. B. Fisher, pastor of the Union Park Presbyterian church of Des Moines.

Senator Shinn moved that rule 37 be suspended for the day.

Senator Buser moved that the motion by Senator Shinn be laid on the table.

Senator Shinn withdrew the motion.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Mills, from voters of Guthrie county, favoring House File No. 227, relating to reading of the Bible in public schools. Schools.

By Senator Johnston, from barbers of his district, favoring a barbers' license bill. Public health.

By Senator Bowman, from residents of Iowa and Black Hawk counties, favoring barbers' license bill. Public health.

By Senator Schmedika, from real estate dealers of Iowa Falls, favoring the licensing of real estate dealers. Ways and means.

By Senator Bowman, from Lyon County Farm Bureau, favoring a state income tax law. Ways and means.

By Senator Brookins, from the Chickasaw County Farm Bureau, favoring the state income tax law, and the guarantee bank bill. Ways and means, and banks and banking.

By Senators Mills, Rees, Baird, and Nelson, from Southwestern Iowa Supervisors and Auditors Association, protesting the grant of more power to the state highway commission, favoring division of a gas tax, not to exceed two cents, and protesting bonding of the state for highway improvement. Highways.

By Senator Rigby, from Tipton Community Club, favoring the program of the Iowa Good Roads Association. Highways.

By Senator Breakenridge, from voters of Kossuth county, favoring the program of the Iowa Good Roads Association. Highways.

By Senator Buser, from citizens of Muscatine, favoring the program of the Iowa Good Roads Association. Highways.

Senator Buser raised the point of order that petitions were not debatable.

President Pro Tem Campbell held the point well taken.

INTRODUCTION OF BILLS

Senate File No. 251, by Senator Buser, a bill for an act to empower the executive council to supervise, manage, and control certain lands belonging to the state and to direct the disposition of the funds derived from said lands.

Read first and second times and referred to committee on departmental affairs.

CALL OF THE SENATE FILED

MR. PRESIDENT: We, the undersigned members of the Senate request a call of the Senate when Senate File No. 106 is before the Senate for consideration:

J. D. BUSER.
C. S. BROWNE.
W. S. BAIRD.
J. A. NELSON.
A. T. BROOKINS.
S. E. FACKLER.
GEO. F. SLEMMONS.
R. C. MILLS.
J. L. BROOKHART.
G. S. HARTMAN.
W. E. MCLELAND.
O. E. GUNDERSON.
I. N. SNOOK.
T. C. CESSNA.

REPORTS OF COMMITTEES

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 199, a bill for an act to amend section three hundred ninety-three (393) of the Code, 1924, relating to the auditing of claims and to provide for the transfer of certain funds to the general fund of the state, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

Senator Ramsey submitted the following report:

MR. PRESIDENT: Your committee on printing to which was referred Senate File No. 190, a bill for an act to amend section 156, 162, 163, 165, 166 and 215, Code, 1924, relating to the preparation and printing of the session laws, and to provide for the distribution of certain public documents, begs leave to report it has had the same under consideration and recommends the same do pass.

JOHN M. RAMSEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on printing to which was referred Senate File No. 170, a bill for an act to amend section 196 of chapter 14 of the Code of 1924, pertaining to the letting of bids for state printing, begs leave to report it has had the same under consideration and returns the bill without recommendation.

JOHN M. RAMSEY, *Chairman.*

Ordered passed on file.

S. F. 250 WITHDRAWN

By unanimous consent Senator Fulton withdrew Senate File No. 250 from further consideration.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 115, a bill for an act relating to military service exemptions.

Also, that the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 109, a bill for an act relating to time of returning assessment rolls to local board.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 180, a bill for an act to provide for the disposition of schoolhouses, school sites, and other real property acquired or to be acquired for school purposes, by the board of directors.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 102, a bill for an act relating to life insurance.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 128, a bill for an act to appropriate sufficient funds for expenses of the United States champion junior dairy cattle judging team at the 1925 international live stock show.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 102

Amend section one (1) by striking out the second paragraph of said section and inserting in lieu thereof the following:

"Said companies may substitute for such securities, warranty deeds conveying all the property included in the original mortgage to the commissioner of insurance. Such deeds shall be held by the commissioner of insurance in trust for the policyholders of said company."

Amend section one (1) by striking out the last sentence of paragraph three (3) which reads "All such deeds shall be withdrawn within three years from the date of such deposit.", and inserting in lieu thereof the following:

"All such property shall be conveyed to the company, or other person designated by such company, within three years from the date of the conveyance to the commissioner, and the company required at such time to replace such security with other approved securities."

Amend section one (1), by inserting after the word "mortgages" in line nine (9) the following "on Iowa real estate,".

HOUSE AMENDMENT TO SENATE FILE NO. 115

Amend section one (1) by changing the period (.) at the end thereof to a comma (,), and adding the following: "Indian Wars,".

THIRD READING OF BILLS

On motion of Senator Romkey, Senate File No. 191, a bill for an act to amend section one thousand nine hundred twenty-four (1924) of the Code 1924, to include articles or mixtures containing alcohol which can be converted into a beverage without any chemical pro-

cess, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Cavanaugh was called to the chair at 10:30 a. m.

President Pro Tem Campbell resumed the chair at 10:45 a. m.

Senator Breakenridge moved the previous question, which motion prevailed.

Senator Buser moved that the vote by which the previous question was ordered be reconsidered.

The motion prevailed.

Senator Buser moved that the bill be referred to the committee on pharmacy.

Senator Buser withdrew the motion.

Senator Buser offered the following amendment and moved its adoption:

Amend by inserting after the word "process" in line 6 of section 1 the words "or process of distillation".

The amendment was adopted.

The bill was read for information.

Senator Romkey moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Clearman	Kern	Romkey
Benson	Darting	Kimberly	Schmedika
Bowman	Dean	Langfitt	Shaff
Breakenridge	Dotts	McLeland	Shane
Brookhart	Ellis	Mills	Shinn
Brookins	Fackler	Nelson	Skromme
Browne	Fulton	Perkins	Slemmons
Buser	Goodwin	Reed	Snook
Campbell	Gunderson	Rees	Stanley
Cavanaugh	Hartman	Rigby	Stoddard
Cessna	Haskell	Roberts	White
Clark	Johnston		

Nays, none.

Absent or not voting, 4.

Bergman

Gilchrist

Horchem

Ramsey

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

Senator Romkey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Fulton moved that the vote by which the Senate concurred in the House amendments to Senate File No. 102 be reconsidered.

The motion prevailed.

Senator Fulton moved that the Senate concur in the following House amendments:

Amend section one (1) by striking out the second paragraph of said section and inserting in lieu thereof the following:

"Said companies may substitute for such securities, warranty deeds conveying all the property included in the original mortgage to the commissioner of insurance. Such deeds shall be held by the commissioner of insurance in trust for the policyholders of said company."

Amend section one (1) by striking out the last sentence of paragraph three (3) which reads "All such deeds shall be withdrawn within three years from the date of such deposit.", and inserting in lieu thereof the following:

"All such property shall be conveyed to the company, or other person designated by such company, within three years from the date of the conveyance to the commissioner, and the company required at such time to replace such security with other approved securities."

Amend section one (1), by inserting after the word "mortgages" in line nine (9) the following "on Iowa real estate,".

On the question "Shall the Senate concur?" the vote was:

Ayes, 44.

Baird	Clearman	Kern	Romkey
Benson	Darting	Kimberly	Schmedika
Bergman	Dean	Langfitt	Shaff
Breakenridge	Dotts	McLeland	Shane
Brookhart	Ellis	Mills	Shinn
Brookins	Fackler	Nelson	Skromme
Browne	Fulton	Perkins	Slemmons
Campbell	Goodwin	Ramsey	Snook
Cavanaugh	Hartman	Reed	Stanley
Cessna	Haskell	Rees	Stoddard
Clark	Johnston	Rigby	White

Nays, none.

Absent or not voting, 6.

Bowman
Buser

Gilchrist
Gunderson

Horchem

Roberts

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Baird called up for consideration Senate File No. 115, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one by changing the period (.) at the end thereof to a comma (,) and adding the following: "Indian Wars,".

On the question "Shall the Senate concur?" the vote was:

Ayes, 41.

Baird
Benson
Bergman
Bowman
Breakenridge
Brookhart
Brookins
Browne
Campbell
Cavanaugh
Clark

Clearman
Darting
Dean
Dotts
Fackler
Fulton
Goodwin
Hartman
Haskell
Johnston

Kern
Kimberly
Langfitt
McLeland
Mills
Nelson
Perkins
Rees
Rigby
Roberts

Romkey
Schmedika
Shane
Shinn
Skromme
Slemmons
Snook
Stanley
Stoddard
White

Nays, none.

Absent or not voting, 9.

Buser
Cessna
Ellis

Gilchrist
Gunderson

Horchem
Ramsey

Reed
Shaff

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Baird moved that the vote by which the amendments were concurred in be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Buser, Senate File No. 106, a bill for an act to repeal section four thousand six hundred twenty-two (4622) Code 1924, and enact a substitute therefor relative to the members of the

state highway commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

There being a call of the Senate on this bill the roll was called, which revealed the presence of all senators.

On motion of Senator Shane the call was suspended until 1:30 p. m. and the Senate recessed until that time.

AFTERNOON SESSION

The Senate reconvened, President Pro Tem Campbell presiding.

BILLS SIGNED BY THE PRESIDENT PRO TEM

President Pro Tem Campbell announced that, as President Pro Tem of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 4, 7, 12, 70, 101, 120, and 131.

INTRODUCTION OF BILLS

Senate Joint Resolution No. 3, by Senator Roberts, a joint resolution relating to the duties of the State Board of Education.

Read first and second times and referred to committee on educational institutions.

REPORTS OF COMMITTEES

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 65, a bill for an act to amend section four thousand seven hundred nineteen (4719) of the Code, 1924, relating to the primary and secondary road systems, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking section 2, (publication clause).

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 223, a bill for an act to amend section forty-six hundred sixty-two (4662) of the Code, 1924, relating to disagreements between boards of supervisors as to county line highway matters, begs leave to

report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on highways to which was referred House File No. 117, a bill for an act to amend section forty-seven hundred thirty-one (4731) of the Code, 1924, relating to the jurisdiction of boards of supervisors in purchasing or condemning right of way of the primary road system, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following report :

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 206, a bill for an act making an appropriation to cover the cost of construction of a draw bridge across the navigable channel connecting East Okoboji and West Okoboji lakes in Dickinson County, Iowa, begs leave to report it has had the same under consideration and recommend the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 26, a bill for an act to create a commission for the blind, to define its powers and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 168, a bill for an act appropriating the sum of five thousand dollars, or such part thereof as may be necessary, to the state fair board, for the purpose of erecting a building at the state fair grounds for exhibiting the mineral resources of the state, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was re-

ferred Senate File No. 249, a bill for an act to amend section one thousand two hundred thirty-eight (1238), Code, 1924, relating to expenses of mine inspectors, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 248, a bill for an act to amend section three thousand seven hundred seventy (3770), Code, 1924, relating to reward for apprehension and delivery of convicts, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 247, a bill for an act to amend the law relating to the salaries and expenses of judges, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 246, a bill for an act to amend the law relating to costs, fees, and refunds of inheritance tax, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Senator Buser moved that rule 37 be suspended for the afternoon.

Senator Haskell moved that the motion be laid on the table.

The motion to lay on the table prevailed.

HOUSE MESSAGES CONSIDERED

House File No. 128, a bill for an act to appropriate sufficient funds for expenses of the United States champion junior dairy cattle judging team at the 1925 international live stock show.

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

House File No. 180, a bill for an act to provide for the disposition of schoolhouses, school sites, and other real property acquired or to be acquired for school purposes, by the board of directors.

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

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 13th day of March, 1925, sent to the governor for his approval, Senate Files Nos. 4, 7, 12, 70, 101, 120, and 131.

F. C. STANLEY, *Chairman.*

The report was adopted.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 106.

There being a call of the Senate on this bill the roll was called.

The roll call revealed the presence of all senators, with the exception of Senator Romkey.

By unanimous consent Senator Johnston was excused temporarily from the call, on his own request.

By unanimous consent Senator Romkey was excused temporarily.

Senator Johnston returned to the Senate chamber.

Senator Romkey appeared in the Senate chamber and the call was declared complete.

Senator Benson raised the point of order that the discussion was not germane to the question.

President Pro Tem Campbell held the point not well taken.

Senator Roberts was called to the chair at 2:25 p. m.

Senator Rigby moved the previous question, which motion prevailed.

Senator Cavanaugh moved that the following amendments previously filed be adopted:

Amend Senate File 106 by amending the title as follows:

That following the numeral forty-six hundred twenty-two (4622) in line 2 of the title, the following be added thereto: "and section forty-six hundred twenty-three (4623),".

That following the word "commission" in the title, the following be inserted: "and providing for the appointment of the members thereof".

That said bill be further amended by inserting after line ten (10) the following:

"Sec. 2. That section forty-six hundred twenty-three (4623), Code, 1924, be repealed and that it be amended, revised and codified to read as follows:

"4623. Appointment. The governor shall within sixty (60) days after the convening of the General Assembly in 1925 and 1927 and each four (4) years thereafter, appoint with the approval of a majority of the members of the Senate in executive session, a successor to the appointive member whose term will expire on July first following."

Further amend said bill by renumbering section 2 as section 3.

By unanimous consent Senator Rigby was excused from the call temporarily.

Senator Fulton raised the point of order that, since the previous question had been ordered, there could be no debate on the amendment.

President Pro Tem Campbell held the point well taken.

Senator Buser raised the point of order that, since the previous question had been ordered, there could be no debate and therefore no questions.

President Pro Tem Campbell held the point well taken.

Senator Johnston moved that the vote by which the previous question was ordered be reconsidered.

The motion was declared to have carried.

A roll call was asked for.

Senator Stoddard raised the point of order that the decision had already been announced.

President Pro Tem Campbell held the point well taken.

Senator Fulton raised the point of order that Senator Cavanaugh had already spoken on the amendment.

President Pro Tem Campbell held the point not well taken, as Senator Cavanaugh was entitled to ten minutes to close.

On the question "Shall the amendment offered by Senator Cavanaugh be adopted?" the vote was:

Ayes, 21.

Baird	Clearman	Haskell	Reed
Benson	Darting	Horchem	Rigby
Bergman	Dean	Johnston	Shaff
Breakenridge	Gilchrist	Perkins	Stoddard
Cavanaugh	Goodwin	Ramsey	White
Clark			

Nays, 29.

Bowman	Ellis	Langfitt	Schmedika
Brookhart	Fackler	McLeland	Shane
Brookins	Fulton	Mills	Shinn
Browne	Gunderson	Nelson	Skromme
Buser	Hartman	Rees	Slemmons
Campbell	Kern	Roberts	Snook
Cessna	Kimberly	Romkey	Stanley
Dotts			

Absent or not voting, none.

The amendment was lost.

Senator Fackler moved the previous question, which motion prevailed.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Benson	Ellis	McLeland	Schmedika
Bowman	Fackler	Mills	Shane
Brookhart	Fulton	Nelson	Shinn
Brookins	Gilchrist	Rees	Skromme
Browne	Gunderson	Rigby	Slemmons
Buser	Hartman	Roberts	Snook
Cessna	Kern	Romkey	Stanley
Dotts	Langfitt		

Nays, 20.

Baird
Bergman
Breakenridge
Campbell
Cavanaugh

Clark
Clearman
Darting
Dean
Goodwin

Haskell
Horchem
Johnston
Kimberly
Perkins

Ramsey
Reed
Shaff
Stoddard
White

Absent or not voting, none.

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

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF COMMITTEE ON RULES

MR. PRESIDENT: Your committee on rules to whom was referred the amendment, by Buser, have had same under consideration and recommend that after adding the following as rule fifty (50) the same do pass:

"No member shall be allowed to speak more than one time upon a pending bill, resolution, or motion, except that the proponent of such pending bill, resolution, or motion will have an additional closing speaking period."

ED H. CAMPBELL, *Chairman.*

Ordered passed on file.

LEAVE OF ABSENCE

Leave of absence was granted the following Senators for Saturday on their own request: Goodwin, Johnston, Shaff, Haskell, Bergman.

The Journal of March 12th was corrected and approved.

Senator Haskell moved that rule 37 be suspended for the remainder of the day.

Senator Brookhart raised the point of order that the motion was out of order, as it had been before the Senate once before today.

President Pro Tem Campbell held the point well taken.

On motion of Senator Cavanaugh the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

On motion of Senator Gilchrist the Senate adjourned until 9:30 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 14, 1925.

The Senate met in regular session, President Pro Tem Ed H. Campbell presiding.

Prayer was offered by Rev. D. F. Landis, pastor of the Church of the Brethren of Des Moines.

On motion of Senator Brookhart, rule 37 was suspended for the day.

The roll call revealed the presence of a quorum.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Gilchrist for the day on request of Senator Roberts; Senator Stoddard for the day on request of Senator Roberts; Senator Ramsey for the day on request of Senator Clearman; Senator Baird for the day on request of Senator Rigby; Senator Kimberly for the day on request of Senator Langfitt; Senator Stanley for the day on request of Senator Darting.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Rees, from the Kiwanis Club of Hamburg, protesting House Files Nos. 45, relating to state income tax law, and 202, relating to a minimum wage commission. Ways and means, and departmental affairs.

By Senator Rees, from citizens of Page county, favoring the program of the Iowa Good Roads Association. Highways.

By Senator Shinn, from citizens of Crawford county, protesting the bond issue, and a gasoline tax, and favoring a state income tax law. Highways, and ways and means.

By Senator Shinn, from citizens of Little Sioux, favoring the regulating and licensing of real estate brokers. Ways and means.

By Senator Skromme, from barbers of Boone, favoring the licensing of barbers. Public health.

By Senator Hartman, from barbers of Oelwein, favoring licensing of barbers. Public health.

INTRODUCTION OF BILLS

Senate File No. 252, by Senator Horchem, a bill for an act to repeal section sixty-six hundred thirty-three (6633), of the Code of Iowa, 1924, and to enact a substitute in lieu thereof.

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

Senate File No. 253, by Senator Buser, a bill for an act to amend section seven thousand two hundred twenty-five (7225) and section seven thousand two hundred thirty-two (7232), and to repeal section seven thousand two hundred twenty-seven (7227) and section seven thousand two hundred thirty-three (7233) of chapter three hundred forty-six (346) of title XVI (sixteen) of the Code of 1924, relating to the compensation of delinquent tax collectors and to the monthly apportionment of taxes and interest.

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

Senate File No. 254, by Senator Buser (by request), a bill for an act to repeal sections four thousand forty-two (4042), four thousand forty-three (4043), and four thousand forty-four (4044) of the Code, 1924, relating to the manufacture and distribution of hog cholera serum, toxins, vaccines, and biological products at the State College of Agriculture and Mechanic Arts.

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

Senate File No. 255, by Senator Rigby, a bill for an act to amend section fifty-three hundred fifty-five (5355) of the Code, 1924, relating to trustees of county public hospitals.

Read first and second times and referred to committee on charitable and correctional institutions.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 102 and 115.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that, on March 13, 1925, he had signed the following bills:

Senate File No. 22, relating to fur-bearing animals and trapping regulations.

Senate File No. 62, relating to county and district fairs.

Senate File No. 78, relating to county aid for the blind.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 7, a bill for an act relating to railroads.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 68, a bill for an act relating to adoption, and to enact a substitute therefor.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 81, a bill for an act legalizing certain franchises of Iowa River Light & Power Company.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 82, a bill for an act legalizing certain franchises of Rolfe Light and Power Company.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 83, a bill for an act legalizing the franchise of the Armstrong Cement Works in the Town of Armstrong, Iowa.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 84, a bill for an act legalizing certain franchises of Britt Light and Power Company in the towns of Britt, Crystal Lake, Wesley and Woden, in the state of Iowa.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 146, a bill for an act relating to township halls.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 149, a bill for an act to legalize an election held by the voters of Clay county on the fourth day of November, 1924, with reference to the improvement of the primary road system.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 171, a bill for an act to legalize the certification and levy of taxes and assessments on property by municipalities as defined in chapter five (5) of chapter four (4), acts of the extra session of the Fortieth General Assembly.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 199, a bill for an act relating to compensation of engineers.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 104, a bill for an act relating to salary of assistant county attorney.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 104

Amend by striking out section two (2), also amend by striking the last sentence of section one (1), and adding to section one (1) the following:

"Also by striking out paragraph four (4) and inserting in lieu thereof the following:

4. Fifty-eight thousand and less than one hundred forty thousand, two thousand dollars (\$2,000.00).

5. One hundred forty thousand and over, twenty-five hundred dollars (\$2,500.00)."

Also amend by striking from line five (5) the word "sixty" and inserting in lieu thereof the word "fifty-eight",

THIRD READING OF BILLS

On motion of Senator Buser, Senate File No. 114, a bill for an act to amend sections one thousand sixty-five (1065) and one thousand sixty-six (1066), and to repeal section one thousand sixty-seven (1067), Code 1924; to provide the amount of the bond to be given by county treasurers, and to provide the method of reimbursing counties for losses of public funds, having been reported out of the committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking the word "chapter" from line 1 of section 13 and inserting in lieu thereof the word "act".

The amendment was adopted.

Senator Cavanaugh offered the following amendment and moved its adoption:

Amend by striking the words "except of the county suffering the loss" from line 2 of section 9.

Senator Cavanaugh withdrew his amendment.

Senator Benson offered the following amendment and moved its adoption:

Amend by striking out all of section 3 and renumbering the sections following.

The amendment was adopted.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Benson	Cessna	Hartman	Roberts
Bergman	Clark	Kern	Romkey
Bowman	Clearman	Langfitt	Schmedika
Breakenridge	Darting	McLeland	Shane
Brookhart	Dean	Mills	Shinn
Brookins	Dotts	Nelson	Skromme
Browne	Ellis	Perkins	Slemmons
Buser	Fackler	Reed	Snook
Campbell	Fulton	Rees	White
Cavanaugh	Gunderson	Rigby	

Nays, none.

Absent or not voting, 11.

Baird
Gilchrist
Goodwin

Haskell
Horchem
Johnston

Kimberly
Ramsey
Shaft

Stanley
Stoddard

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

Senator Brookhart offered the following amendment to the title and moved its adoption:

Amend the title by striking therefrom the following: "and repeal section one thousand sixty-seven (1067).".

The amendment was adopted and the title as amended was agreed to.

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Fulton, Senate File No. 173, a bill for an act to amend section eighty-nine hundred ninety (8990), Code of 1924, relating to co-insurance, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by inserting after the comma following the word "cyclone" in the last line of section 1, the word "hail".

The bill was read for information.

Senator Fulton moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Benson
Bergman
Bowman
Breakenridge
Brookhart
Brookins
Buser
Campbell
Cavanaugh

Cessna
Clark
Clearman
Darting
Dean
Dotts
Ellis
Fackler
Fulton

Hartman
Kern
Langfitt
McLeland
Mills
Perkins
Reed
Rees
Rigby

Romkey
Schmedika
Shane
Shinn
Skromme
Slemmons
Snook
White

Nays, none.

Absent or not voting, 15.

Baird	Gunderson	Kimberly	Shaff
Browne	Haskell	Nelson	Stanley
Gilchrist	Horchem	Ramsey	Stoddard
Goodwin	Johnston	Roberts	

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

Senator Fulton moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, Senate File No. 177, a bill for an act to amend section ten thousand eight hundred fifteen (10815), Code 1924, relating to the qualification of judges, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shane offered the following amendment and moved its adoption:

Amend by inserting in line 2 of section 1, following the parenthesis the following: "Code, 1924".

Senator Darting was called to the chair at 10:45 a. m.

The amendment was adopted.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Benson	Cessna	Hartman	Rigby
Bergman	Clark	Horchem	Roberts
Bowman	Clearman	Kern	Schmedika
Breakenridge	Darting	Langfitt	Shane
Brookhart	Dean	McLeland	Shinn
Brookins	Dotts	Mills	Skromme
Browne	Ellis	Nelson	Slemmons
Buser	Fackler	Perkins	Snook
Campbell	Fulton	Reed	White
Cavanaugh	Gunderson	Rees	

Nays, none.

Absent or not voting, 11.

Baird	Haskell	Ramsey	Stanley
Gilchrist	Johnston	Romkey	Stoddard
Goodwin	Kimberly	Shaff	

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

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

On motion of Senator Cavanaugh, Senate File No. 202, a bill for an act to amend section eleven hundred fifty-seven (1157), Code 1924, relating to the filling of vacancies in city or town offices, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Benson	Clark	Hartman	Rees
Bergman	Clearman	Horchem	Rigby
Breakenridge	Darting	Kern	Schmedika
Brookhart	Dean	Langfitt	Shane
Browne	Dotts	McLeland	Shinn
Buser	Ellis	Mills	Skromme
Campbell	Fackler	Nelson	Slemmons
Cavanaugh	Fulton	Perkins	Snook
Cessna	Gunderson	Reed	White

Nays, none.

Absent or not voting, 14.

Baird	Goodwin	Ramsey	Shaff
Bowman	Haskell	Roberts	Stanley
Brookins	Johnston	Romkey	Stoddard
Gilchrist	Kimberly		

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

Senator Cavanaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Fulton, Senate File No. 172, a bill for an act to amend section eighty-nine hundred forty-one (8941), Code 1924, relating to surety, fidelity, and indemnity companies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Fulton moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Benson	Cessna	Hartman	Roberts
Bergman	Clark	Horchem	Romkey
Bowman	Clearman	Langfitt	Schmedika
Breakenridge	Darting	McLeland	Shane
Brookhart	Dean	Mills	Skromme
Brookins	Dotts	Nelson	Slemmons
Browne	Ellis	Perkins	Snook
Campbell	Fackler	Reed	White
Cavanaugh	Fulton		

Nays, none.

Absent or not voting, 16.

Baird	Gunderson	Kimberly	Shaff
Buser	Haskell	Ramsey	Shinn
Gilchrist	Johnston	Rees	Stanley
Goodwin	Kern	Rigby	Stoddard

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

On motion of Senator Campbell, Senate File No. 105, a bill for an act to provide for notice to mortgagees and lienholders of record, of notice of expiration of right of redemption from tax sale, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Campbell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Benson	Clark	Hartman	Rees
Bergman	Clearman	Horchem	Roberts
Bowman	Darting	Kern	Romkey
Brookhart	Dean	Langfitt	Schmedika
Brookins	Dotts	McLeland	Shane
Buser	Ellis	Mills	Skromme
Campbell	Fackler	Nelson	Slemmons
Cavanaugh	Fulton	Perkins	Snook
Cessna	Gunderson	Reed	White

Nays, none.

Absent or not voting, 14.

Baird	Goodwin	Ramsey	Shinn
Breakenridge	Haskell	Rigby	Stanley
Browne	Johnston	Shaff	Stoddard
Gilchrist	Kimberly		

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

President Pro Tem Campbell resumed the chair at 11:10 a. m.

On motion of Senator Slemmons, Senate File No. 116, a bill for an act to repeal the law as it appears in section ten thousand six hundred thirty-seven (10637) of the Code, 1924, and to enact a substitute therefor, relating to the fees of constables, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend section one (1) by striking out all of item one (1) thereof and substituting in lieu thereof the following: "For serving any notice or civil process, for the first person served one dollar (\$1.00) and each additional person fifty cents (\$.50)"; and also amend section one (1) by striking out of item two (2) thereof the word "fifty" and substituting therefor the word "twenty-five".

Amend item four (4) by inserting the words "per mile" after the word "cents" in line two (2) thereof.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by striking the words "attending the same on" from subsection 6 and inserting in lieu thereof the following: "attendance during".

The amendment was adopted.

The bill was read for information.

Senator Slemmons moved that the reading just had be considered the third reading, which motion prevailed.

Senator Slemmons invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Benson	Darting	Horchem	Schmedika
Bergman	Dean	McLeland	Shane
Bowman	Dotts	Mills	Shinn
Brookhart	Ellis	Perkins	Skromme
Brookins	Fackler	Reed	Slemmons
Browne	Fulton	Rees	Snook
Cavanaugh	Hartman	Romkey	White
Clearman			

Nays, 10.

Buser	Clark	Langfitt	Rigby
Campbell	Gunderson	Nelson	Roberts
Cessna	Kern		

Absent or not voting, 11.

Baird	Goodwin	Kimberly	Stanley
Breakenridge	Haskell	Ramsey	Stoddard
Gilchrist	Johnston	Shaff	

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

Senator Slemmons moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, House File No. 132, a bill for an act to repeal chapter one hundred thirteen (113), of the Code, 1924, relating to maternity hospitals and to provide a substitute therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Benson	Clearman	Horchem	Roberts
Bowman	Darting	Kern	Romkey
Breakenridge	Dean	Langfitt	Schmedika
Brookhart	Ellis	McLeland	Shane
Brookins	Fackler	Mills	Skromme
Browne	Fulton	Perkins	Slemmons
Campbell	Gunderson	Rees	Snook
Cavanaugh	Hartman	Rigby	White
Clark			

Nays, 2.

Buser	Shinn
-------	-------

Absent or not voting, 15.

Baird	Gilchrist	Kimberly	Shaff
Bergman	Goodwin	Nelson	Stanley
Cessna	Haskell	Ramsey	Stoddard
Dotts	Johnston	Reed	

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

MOTION TO RECONSIDER CONSIDERED

Senator Buser called up the motion, made by Senator Gilchrist on March 9th, to reconsider the vote by which Senate File No. 95 failed to pass the Senate.

The motion to reconsider prevailed.

Senator Buser moved that the vote by which Senate File No. 95 passed to its third reading be reconsidered, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Fackler, Senate File No. 149, a bill for an act to amend section eight thousand eight hundred thirty-four (8834) Code, 1924, relating to fraternal life insurance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section one (1), lines 26, 27 and 28, the sentence, "All such deeds shall be withdrawn within three years from the date of such deposit." and substituting the following:

"All such property shall be conveyed to the society, order, or association or to some person designated by it, within three years from the date

of the conveyance to the commissioner and the society, order, or association shall be required at such time to replace such security with other approved securities."

The amendment was adopted.

The bill was read for information.

Senator Fackler moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Benson	Clark	Hartman	Roberts
Bowman	Clearman	Horchem	Romkey
Breakenridge	Darting	Kern	Shane
Brookhart	Dean	Langfitt	Shinn
Brookins	Ellis	Mills	Skromme
Browne	Fackler	Nelson	Slemmons
Buser	Fulton	Rees	Snook
Campbell	Gunderson	Rigby	White
Cavanaugh			

Nays, none.

Absent or not voting, 17.

Baird	Goodwin	McLeland	Schmedika
Bergman	Haskell	Perkins	Shaff
Cessna	Johnston	Ramsey	Stanley
Dotts	Kimberly	Reed	Stoddard
Gilchrist			

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

Senator Fackler moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. 90 PLACED ON CALENDAR

By unanimous consent on request of Senator Ellis, Senate File 90 was withdrawn from the committee and placed on the calendar.

BILLS SIGNED BY PRESIDENT PRO TEM

President Pro Tem Campbell announced that, as President Pro Tem of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 102 and 115.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 88 as follows:

Amend section 12 by changing the period at the end of the section to a comma and inserting the following: "and by striking from line four of subsection three the words "finance committee on", and by striking from line four of subsection four the word, "committee", and inserting in lieu thereof the word "board".

Amend section 14 by striking out of lines two and three the words, "lines two and three", and inserting in lieu thereof the words, "line two".

Amend section 19 by inserting between the words, "and" and "finance" in line three the word "the".

Amend by adding as section 20 the following:

Sec. 20. Section thirty-nine hundred twenty-one (3921) of the Code, 1924, is amended by striking from lines three and four of subsection ten the words "and the finance committee", and inserting a period after the word "it" in line three.

Amend the title by striking from lines three and four the words and figures "thirty-nine hundred twenty-seven (3927)," and by inserting after the comma following the parenthesis after the words and figures "thirty-nine hundred twenty-eight (3928)" in line eleven the following: "thirty-nine hundred twenty-one (3921), thirty-nine hundred twenty-seven (3927),".

J. L. BROOKHART.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Pro Tem Campbell presiding.

INTRODUCTION OF BILLS

Senate File No. 256, by Senators Browne and Shinn, a bill for an act to provide for the installation of a radio broadcasting station at the seat of government and to make an appropriation therefor.

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

Senate File No. 257, by Senator Browne, a bill for an act to repeal section nine thousand eight hundred eighty-five (9885) of

the Code, 1924, relating to unfair discrimination and to enact a substitute therefor.

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

Senate File No. 258, by Senator Perkins, a bill for an act to amend the law as it appears in section seven thousand seventy-two (7072) of the Code, 1924, relating to the assessments of cars owned by freight lines and equipment companies.

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

Senate File No. 259, by Senator Bowman (by request), a bill for an act relating to the Department of Health .

Read first and second times and referred to committee on public health.

HOUSE MESSAGES CONSIDERED

House File No. 7, a bill for an act to amend the law as it appears in section eighty hundred fifty-six (8056), of the Code Iowa, 1924, relating to railroads.

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

House File No. 68, a bill for an act to repeal sections ten thousand four hundred ninety-six (10496) to ten thousand five hundred one (10501), inclusive, of the Code, 1924, relating to adoption and to enact a substitute therefor.

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

House File No. 81, a bill for an act legalizing certain franchises of Iowa River Light and Power Company in the towns of Steamboat Rock, Union, Beaman, New Providence, Whitten, Conrad, Hubbard, Radcliffe, Liscomb and Eldora in the state of Iowa.

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

House File No. 82, a bill for an act legalizing the franchise of

the Rolfe Light and Power Company in the towns of Rolfe, Plover, Mallard and Curlew in the state of Iowa.

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

House File No. 83, a bill for an act legalizing the franchise of the Armstrong Cement Works in the town of Armstrong, Iowa.

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

House File No. 84, a bill for an act legalizing certain franchises of Britt Light and Power Company in the towns of Britt, Crystal Lake, Wesley and Woden in the state of Iowa.

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

House File No. 146, a bill for an act to amend sections fifty-five hundred seventy-seven (5577) of the Code, 1924, relating to township halls.

Read first and second times.

House File No. 149, a bill for an act to legalize an election held by the voters of Clay County on the fourth day of November, 1924, with reference to the improvement of the primary road system.

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

House File No. 171, a bill for an act to legalize the certification and levy of taxes and assessments on property by municipalities as defined in chapter five (5) of chapter four (4), acts of the extra session of the fortieth general assembly.

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

House File No. 199, a bill for an act to amend section seventy-four hundred thirty-three (7433) of the Code, 1924, relating to compensation of engineers.

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

REPORTS OF COMMITTEES

Senator Buser submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File No. 187, a bill for an act to amend section nine thousand seven hundred fifty-two (9752), and to amend, revise, and codify sections nine thousand seven hundred fifty-three (9753) to nine thousand seven hundred fifty-nine (9759), inclusive, and section nine thousand seven hundred ninety-three (9793), Code, 1924, relating to the storage of agricultural products, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from line eight (8) of section two (2) the following:

"generally and" and inserting in lieu thereof the following:

"they shall be".

Also amend line eight (8) of said section by inserting after the word "the" following the word "under" the word "general".

Also amend by striking from section two (2) of the bill lines "eleven (11), twelve (12), thirteen (13), and fourteen (14)".

Also amend by renumbering "section nine thousand seven hundred fifty-five (9755)" as "section nine thousand seven hundred fifty-four (9754)" and renumbering "section nine thousand seven hundred fifty-six (9756)" as "section nine thousand seven hundred fifty-five (9755)".

J. D. BUSER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File No. 215, a bill for an act to amend section three thousand seventy-six (3076) of the Code, 1924, relating to the delivering of skimmed milk and buttermilk, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. D. BUSER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred House File No. 62, a bill for an act to amend the law as it appears in section forty-eight hundred eighteen (4818), of the Code, 1924, with re-

spect to noxious weeds, begs leave to report it has had the same under consideration and recommends the same do pass.

J. D. BUSER, *Chairman*.

Ordered passed on file.

AMENDMENT TO RULES FILED

MR. PRESIDENT: I move to amend Senate Rule No. 5 by adding thereto the following:

"A motion to recess or adjourn to a specified time will not raise the call."

M. L. BOWMAN.

The amendment was referred to the committee on rules.

THIRD READING OF BILLS

On motion of Senator Clearman, Senate File No. 207, a bill for an act relative to marginal notations of releases of mortgages and contracts, upon the margin of the record thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Benson	Darting	Kern	Rigby
Bowman	Dean	Langfitt	Roberts
Breakenridge	Ellis	McLeland	Shane
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Campbell	Gunderson	Perkins	Slemmons
Cavanaugh	Hartman	Reed	Snook
Clark	Horchem	Rees	White
Clearman			

Nays, none.

Absent or not voting, 17.

Baird	Dotts	Johnston	Schmedika
Bergman	Gilchrist	Kimberly	Shaff
Browne	Goodwin	Ramsey	Stanley
Buser	Haskell	Romkey	Stoddard
Cessna			

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

Senator Clearman offered the following amendment to the title and moved its adoption:

Amend by inserting after the word "act" in line 2 the following: "to amend section ten thousand one hundred seven (10107), Code, 1924,".

The amendment was adopted and the title as amended was agreed to.

On motion of Senator Brookhart, House File No. 129, a bill for an act to create a state sinking fund for public deposits and to provide a method for the payment of public funds deposited as provided by law, in banks which have since become insolvent; and to provide a manner of collecting the sinking fund and of making disbursements therefrom; to provide for the subrogation of the treasurer of state to the rights of the holders of deposits of public funds in the hands of receivers; to increase the powers of the executive council, town and city councils, boards of school directors and of township trustees, relating to deposits of public funds; to relieve public officers from liability on account of the loss of public funds deposited in legal depositories; to amend, revise, and codify sections one hundred thirty-nine (139) and forty-three hundred nineteen (4319) of the Code, 1924, relating to depository bonds, and to repeal sections seventy-four hundred five (7405), fifty-six hundred fifty-two (5652), and fifty-five hundred fifty (5550) of the Code, 1924, relating to depository bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Breakenridge was called to the chair at 1:50 p. m.

The bill was read for information.

Further action was deferred.

On motion of Senator Campbell, Senate File No. 162, a bill for an act to repeal section ten thousand four hundred eleven (10411) of the Code, 1924, and to enact a substitute therefor, legalizing corporations which have failed to publish notice within the time required by law and whose articles of incorporation were defective, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Campbell moved that the reading just had be considered the third reading, which motion prevailed.

Senator Rees moved that the Senate adjourn until 10 a. m. Monday.

Senator Buser raised the point of order that the motion to adjourn was out of order, as the roll call was in process and the decision had not been announced.

Senator Breakenridge (presiding) held the point well taken.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Benson	Clark	Horchem	Rigby
Bowman	Clearman	Kern	Roberts
Breakenridge	Darting	Langfitt	Romkey
Brookhart	Dean	McLeland	Shane
Brookins	Ellis	Mills	Shinn
Browne	Fackler	Nelson	Skromme
Buser	Fulton	Perkins	Slemmons
Campbell	Gunderson	Reed	Snook
Cavanaugh	Hartman	Rees	White

Nays, none.

Absent or not voting, 14.

Baird	Gilchrist	Kimberly	Shaff
Bergman	Goodwin	Ramsey	Stanley
Cessna	Haskell	Schmedika	Stoddard
Dotts	Johnston		

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

President Pro Tem Campbell resumed the chair at 2:10 p. m.

On motion of Senator Gunderson, House File No. 133, a bill for an act to define, license, and regulate children's boarding homes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shinn was called to the chair at 2:15 p. m.

Further action was deferred.

S. F. 165 ORDERED ON CALENDAR

On request of Senator Skromme Senate File No. 165 was ordered from the committee and placed on the calendar.

AMENDMENTS FILED

I move to amend Senate File No. 90 by striking out all after the enacting clause and substituting the following:

Section 1. Definition. The term "person" is used in this chapter in the sense of person, firm, partnership, and corporation.

Sec. 2. Lien authorized. Any person who, on the request of the owner, stores or repairs a motor vehicle, or who, on such request, furnished services, repair parts, accessories or supplies therefor, may, by complying with this chapter, have a lien on such vehicle and on such parts and accessories for the agreed or reasonable value of such storage, service, repairs, parts, accessories, and supplies.

Sec. 3. Perfecting lien. Any person wishing to acquire said lien shall file in the recorder's office of the county in which the owner of the vehicle resides within sixty (60) days after storing, furnishing parts, accessories, or supplies, or repairing such motor vehicle, notice of intention to hold such a lien.

Sec. 4. Requirements of notice. Said notice shall contain:

1. The name and post office address of the claimant of the lien.
2. The name and post office address of the owner of the motor vehicle.
3. A particular description of the motor vehicle, and the location thereof.
4. A detailed and itemized statement of the account for which the lien is claimed, and the balance due on such account.

Sec. 5. Verification. Said notice shall be sworn to by the claimant, if an individual, or by a member, if a firm or partnership, or by an officer or general manager, if a corporation.

Sec. 6. Filing and indexing. The county recorder shall forthwith file and retain said notice and index the same in the chattel mortgage index, treating the claimant as mortgagee or vendor, and the owner of the motor vehicle as mortgagor or vendee.

Sec. 7. Notice to owner. The claimant for a lien shall within ten days after the filing of the notice aforesaid, serve a copy of said notice on the owner of said motor vehicle. Service shall be made in the manner in which original notices are required to be served.

Sec. 8. Limitation on lien. Action to enforce said lien must be instituted within three (3) months after the date of the filing of said notice of intention to hold such a lien, and if action is not so instituted the lien shall be deemed waived.

Sec. 9. Enforcement of lien. Said lien may, in the absence of a contract to the contrary, be foreclosed by notice and sale as now provided

for the foreclosure of chattel mortgages, or by action under chapter five hundred eleven (511), or by action in equity.

Sec. 10. Venue. Actions contemplated in the preceding section shall be maintainable only in the county in which the owner of the motor vehicle resides.

Sec. 11. Parting with possession. The holder of said lien shall not be deemed to have waived said lien by parting with the possession of said vehicle, repair parts or supplies.

Sec. 12. Recovery of possession. A lienholder who has parted with the possession of such motor vehicle, parts, accessories or supplies, may, in any lawful manner, repossess himself of the same.

Sec. 13. Bona fide purchasers. Said lien shall be subordinate to any right to said vehicle or to said parts or accessories when such right has been acquired in good faith, for value and without knowledge of said lien, and the burden of proof shall be on the party so claiming.

Sec. 14. Prior liens. Said lien shall be subject to all prior liens of record.

Sec. 15. Option. Nothing in this chapter shall prevent the enforcement of the lien provided in section ten thousand three hundred forty-five (10345) when the claimant for a lien retains the possession of the motor vehicle.

Sec. 16. That there is inserted immediately following section ten thousand three hundred forty-five (10345), Code, 1924, the following:

"10345-a1. Extent of lien. The lien in favor of the keeper of a place for the storage of motor vehicles shall embrace the agreed or reasonable value of the storage or repairs, and of the parts, accessories and supplies furnished to said motor vehicle at the request of the owner thereof."

Amend the title by striking the period following the word "lien" at the end of line three (3) and adding the following: "and to specify more definitely the extent of the lien provided for in section ten thousand three hundred forty-five (10345), Code, 1924."

LLOYD ELLIS.

MR. PRESIDENT: I move to amend Senate File No. 88 by striking from section one (1), lines eight (8), nine (9), and ten (10) and substituting the following: "Not more than one (1) alumnus of any state educational institution shall be at one time a member of this board."

C. J. FULTON.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which Senate File No. 172 passed the Senate.

J. L. BROOKHART.

The journal of March 13th was corrected and approved.

On motion of Senator Darting the Senate adjourned until 10 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 16, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. R. B. Fisher, pastor of the Union Park Presbyterian church, of Des Moines.

On motion of Senator Slemmons, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Haskell for the day on request of Senator Shaff; Senator Gunderson for Tuesday and Wednesday on his own request.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Rees, from citizens of Sidney, protesting the state income tax law. Ways and means.

By Senator Benson, from officers and directors of the Farmersburg Savings Bank, Farmersburg, protesting the guarantee bank bill. Banks and banking.

By Senator Mills, from voters of Guthrie county, favoring compulsory reading of the Bible in public schools. Schools.

By Senator Skromme, from police officers of Ames, favoring exemption of homestead to policemen and peace officers. Judiciary No. 2.

By Senator Stoddard, from Men's Bible Class of Grace Methodist Episcopal Church, Sioux City, favoring the compulsory reading of the Bible in public schools. Schools.

By Senator Stoddard, from members of the Emerson Club of Sioux City, favoring the compulsory reading of the Bible in public schools. Schools.

INTRODUCTION OF BILLS

Senate File No. 260, by Senator Snook, a bill for an act making all taxi cabs, passenger motor busses, and other passenger conveyances conveying persons to points outside the limits of cities and towns liable in damages for injuries to persons or reputation suffered by patrons while being conveyed.

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

Senate File No. 261, by Senator Cavanaugh, a bill for an act to amend, revise, and codify section twelve thousand two hundred eighty-two (12282), Code, 1924, relating to appeals or writs of error from justice of the peace courts in proceeding of forcible entry and detainer.

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

BILLS SENT TO THE GOVERNOR

Senator Kern, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 16th day of March, 1925, sent to the governor for his approval:

Senate Files Nos. 102 and 115.

C. B. KERN, *Acting Chairman.*

The report was adopted.

S. F. 215 WITHDRAWN

By unanimous consent Senator Romkey withdrew Senate File No. 215 from further consideration.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 39, a bill for an act relating to the division of the state into judicial districts, and increasing the number of judges in the ninth judicial district and providing a method of filling the additional offices created.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 86, a bill for an act relating to pension fund for disabled and retired firemen and policemen.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 101, a bill for an act increasing the number of deputy probation officers in counties having a population in excess of one hundred twenty-five thousand (125,000).

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 160, a bill for an act relating to feeds not subject to inspection fee.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 161, a bill for an act making it unlawful to fish and take fish within one hundred feet of a dam.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 182, a bill for an act relating to the duties of the clerk of the probate court and providing for notice, in certain cases, to consular representatives.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 261, a bill for an act relating to the protection of muskrat.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 292, a bill for an act relating to the number of district judges in each district.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 315, a bill for an act relating to charging drill holes in coal mines.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 81, a bill for an act relating to bonds for costs.

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

House Concurrent Resolution No. 14, relative to the return to the State

of South Carolina the Palmetto Flag captured during the War of the Rebellion.

A. C. GUSTAFSON, *Chief Clerk*.

HOUSE MESSAGES CONSIDERED

House File No. 160, a bill for an act to amend section thirty-one hundred twenty (3120) of the Code, 1924, relating to feeds not subject to inspection fee.

Read first and second times and referred to committee on dairy and food.

House File No. 101, a bill for an act to amend section thirty-six hundred twelve (3612) of the Code, 1924, increasing the number of deputy probation officers in counties having a population in excess of one hundred twenty-five thousand (125,000).

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

House File No. 182, a bill for an act to amend chapter five hundred four (504) of the Code, 1924, relating to the duties of the clerk of the probate court and providing for notice, in certain cases, to consular representatives.

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

House File No. 261, a bill for an act to amend section seventeen hundred sixty-six (1766) of the Code, 1924, relating to the protection of muskrat.

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

House File No. 315, a bill for an act to amend the law as it appears in section twelve hundred ninety-seven (1297), chapter sixty-eight (68) of the Code, 1924, relating to charging drill holes in coal mines.

Read first and second times and referred to committee on mines and mining.

House File No. 161, a bill for an act making it unlawful to fish and take fish within one hundred feet of a dam.

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

House File No. 39, a bill for an act to amend section ten thousand seven hundred sixty-eight (10768) of the Code, 1924, relating to the division of the state into judicial districts, and increasing the number of judges in the ninth judicial district and providing a method of filling the additional office created.

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

House File No. 86, a bill for an act to amend section sixty-three hundred ten (6310), of the Code, 1924, relating to pension fund for disabled and retired firemen and policemen.

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

House File No. 292, a bill for an act to amend section ten thousand seven hundred sixty-eight (10768) of the Code, 1924, relating to the number of district judges in each district, and providing that the number of judges in the sixteenth judicial district shall be three, and providing a method for filling the additional office created by this act, and for the election of a judge to fill the office hereby created, when the term of an appointee to fill such office shall expire as provided by law.

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

HOUSE CONCURRENT RESOLUTION NO. 14

Whereas, on or about the sixteenth day of April, 1910, Mrs. Mary Carpenter sent to the Historical Department of the State of Iowa a hand-made banner or flag, of the dimensions of approximately twelve by fifteen feet (12x15), known as the "Palmetto Flag" captured by the soldiers of the 31st Iowa Infantry from the Capitol at Columbia, South Carolina, on February 17, 1865, and which was during his lifetime the property of Major S. S. Farwell, and

Whereas, Mrs. Carpenter respectfully requests that the State of Iowa

present the Palmetto Flag above described to the State of South Carolina to be retained and preserved by that State in its Historical Department; therefore

Be It Resolved by the House, the Senate concurring, that the Curator of the State Historical Department is hereby authorized and directed to forward to the State of South Carolina the Palmetto Flag presented by Mrs. Mary Carpenter to the Historical Department of Iowa on the sixteenth day of April, 1910, together with such information as he may have with reference to the history of the capture of this flag during the War of the Rebellion and its custody and control since that time.

The resolution was referred to the committee on military affairs.

AMENDMENT TO RULES FILED

MR. PRESIDENT: I move to amend the standing rule of the Senate by adding as rule number fifty-one the following:

"Rule 51. The Senate may at any time by a vote of a constitutional majority of its members remove a bill from the sifting committee and place it upon the calendar."

M. L. BOWMAN.

Read and referred to the committee on rules.

THIRD READING OF BILLS

On motion of Senator Horchem House File No. 9 a bill for an act to amend sections forty-one hundred thirty-six (4136) forty-one hundred forty-four (4144) and forty-one hundred forty-eight (4148) of the Code, 1924, relating to the election of boards of directors of independent school districts, was taken up and considered, the report of the committee having been previously adopted.

Senator Horchem offered the following amendments and moved their adoption:

Amend by striking all after the enacting clause, and inserting in lieu thereof the following:

"Section 1. Section forty-one hundred thirty-six (4136), Code, 1924, is amended, revised, and codified to read as follows:

"4136. Board in new district—organization. Whenever any new school corporation has been established, such corporation shall organize according to section forty-one hundred forty-four (4144) or forty-one hundred forty-eight (4148), and if such new board is elected, it shall organize as provided in chapter two hundred thirteen (213) except that such organization shall be effected at any time prior to the second day of July following the election of the directors. Upon the election and

organization of the new boards, the old boards shall cease to exist except for the purpose specified in the two (2) following sections."

Sec. 2. Section forty-one hundred forty-four (4144), Code, 1924, is amended, revised, and codified to read as follows:

"4144. When district deemed formed. If a majority of the votes cast at such election is in favor of the proposition, the formation of said independent district shall be deemed effected.

4144-a1. Ex officio officers. The board of directors and other officers of the school corporation then holding office in the district affected having the largest population, shall be, ex officio, the officers of said new district in all cases where the population outside said major district and within the newly formed district, does not exceed twenty-five per cent (25%) of the population of said major district.

4144-a2. Tenure of ex officio officers. Said ex officio officers shall serve until the expiration of the time for which they were originally elected.

Sec. 3. Section forty-one hundred forty-eight (4148), Code, 1924, is amended, revised, and codified to read as follows:

"4148. New board and treasurer. If the population of the newly formed district, outside the major district specified in section forty-one hundred forty-four-a one (4144-a1), does exceed twenty-five per cent (25%) of the population of such major district, the board of directors of said latter district shall give the usual notice of an election to choose a board of directors, and a treasurer in case such treasurer is required to be elected by the voters."

Sec. 4. Publication Clause. This act is deemed of immediate importance and shall take effect from and after its publication in two (2) newspapers of this state as provided by law."

Amend the title by striking all of the same, and inserting in lieu thereof the following:

"A BILL FOR

An act to amend, revise, and codify sections forty-one hundred thirty-six (4136), forty-one hundred forty-four (4144), and forty-one hundred forty-eight (4148), Code, 1924, relating to the establishment of school districts and to the board of directors therein."

Further action was deferred.

On motion of Senator McLeland, Senate File No. 94, a bill for an act to authorize and empower the governing board of any cemetery association, and any town, city, or village having a cemetery under its control, to make a reasonable annual assessment upon the lots in said cemetery not already under perpetual care, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend section one (1), line four (4), by inserting after the word "cemetery" the words "except where the purchase price of the lots included perpetual care".

Also amend section one (1), line four (4), by striking the words "two cents" and inserting the words "one cent".

Also amend section one (1), line twenty-two (22), by striking the words "a sufficient amount of".

Also amend section one (1), line sixteen (16), by inserting after the word "lot" the words "and not exceeding one-half the unoccupied portion of said lot".

Also amend section two (2), line two (2), by striking the word "shall" and the words "of such estate" and inserting before the word "allow" the word "may".

Also amend section two (2); line four (4), by striking the word "perpetually" and substituting the word "perpetual" before the word "care".

Also amend by striking the period (.) after the word "care" in line four of the title and substituting a comma (,) and inserting the words "and to enforce collection of same."

Senator Campbell offered the following amendment and moved its adoption:

Amend by striking out all of section 1 and renumbering section 2 as section 1.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 22.

Baird	Campbell	Fackler	Ramsey
Benson	Cessna	Fulton	Reed
Bergman	Clark	Gilchrist	Roberts
Bowman	Clearman	Gunderson	Shinn
Breakenridge	Dean	Kern	White
Buser	Dotts		

Nays, 20.

Brookhart	Horchem	Nelson	Shane
Brookins	Johnston	Perkins	Skromme
Cavanaugh	Kimberly	Rigby	Slemmons
Goodwin	McLeland	Romkey	Snook
Hartman	Mills	Shaff	Stoddard

Absent or not voting, 8.

Browne	Ellis	Langfitt	Schmedika
Darting	Haskell	Rees	Stanley

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by inserting the word "the" after the word "which" in line 5.

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking all that part of the section following the period (.) after the word "buried" in line 5.

The amendment was adopted.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by changing the period (.) at the end of the section to a comma (,) and adding "except where perpetual care has otherwise been provided for."

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by adding the following as an additional sentence: "The sum so allowed and set apart shall be paid to a trustee as provided in sections ten thousand one hundred ninety-eight (10198) to ten thousand two hundred thirteen (10213) of the Code, 1924."

The amendment was adopted.

The bill was read for information.

Senator McLeland moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clark	Horchem	Rigby
Benson	Clearman	Johnston	Roberts
Bergman	Dean	Kern	Schmedika
Breakenridge	Dotts	Kimberly	Shaff
Brookhart	Ellis	Langfitt	Shane
Brookins	Fackler	McLeland	Shinn
Browne	Gilchrist	Mills	Skromme
Campbell	Goodwin	Nelson	Slemmons
Cavanaugh	Gunderson	Perkins	Stoddard
Cessna	Hartman	Reed	White

Nays, 5.

Buser	Fulton	Ramsey	Rees
Darting			

Absent or not voting, 5.

Bowman
Haskell

Romkey

Snook

Stanley

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

Senator Campbell offered the following amendment to the title and moved its adoption:

Amend by striking out all after the word "to" in line 3 and inserting the following: "file an agreement in the estate of any deceased person for perpetual care of the lot in which the deceased is buried."

Senator Campbell withdrew the amendment.

Senator Campbell offered the following amendment to the title and moved its adoption:

Amend the title by striking out all following the word "the" in line 1 and inserting in lieu thereof the following: "court to allow and set apart from the estate of any deceased person a sufficient sum to provide for the perpetual care of the lot in which the body of the deceased is buried."

The amendment was adopted and the title as amended was agreed to.

Senator McLeland moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, House File No. 46, a bill for an act making it unlawful for any person dragging a highway across a railroad to leave deposits of dirt, gravel, stone or other substance on such railroad, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Romkey moved that further action be deferred.

Senator Romkey withdrew his motion.

Senator Schmedika moved that action be deferred until afternoon.

The motion was lost.

The bill was read for information.

Senator Schmedika moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Clearman	Kimberly	Roberts
Benson	Dean	Langfitt	Romkey
Bergman	Dotts	McLeland	Schmedika
Bowman	Ellis	Mills	Shaff
Breakenridge	Fackler	Nelson	Shane
Brookins	Gilchrist	Perkins	Skromme
Browne	Goodwin	Ramsey	Slemmons
Campbell	Gunderson	Reed	Snook
Cavanaugh	Horchem	Rees	Stoddard
Cessna	Johnston	Rigby	White
Clark			

Nays, 2.

Fulton Kern

Absent or not voting, 7.

Brookhart	Darting	Haskell	Stanley
Buser	Hartman	Shinn	

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

H. F. 195 REREFERRED

By unanimous consent on request of Senator Breakenridge, House File No. 195 was withdrawn from the committee on public health and referred to the committee on agriculture.

The journal of March 14th was corrected and approved.

Senator Bergman moved that the Senate adjourn until 1:30 p. m.

Senator Gilchrist moved to amend by making the hour 3 p m.

The amendment was accepted.

Senator Stoddard moved to amend by making the hour 2:30 p. m.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 2:30 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

INTRODUCTION OF BILLS

Senate File No. 262, by Senator Romkey, a bill for an act to amend section three thousand seventy-six (3076) of the Code, 1924, relating to the pasteurizing of skimmed milk and butter-milk.

Read first and second times and referred to committee on dairy and food.

Senate File No. 263, by Senator Ellis, a bill for an act to define mining camp schools and to provide for the distribution of money appropriated to the Department of Public Instruction for aid to the same.

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

Senate File No. 264, by Senator Ellis (by request), a bill for an act to amend the law as it appears in section five thousand six hundred ninety-four (5694), Code, 1924, relating to civil service.

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

Senate File No. 265, by Senator Goodwin, a bill for an act to amend section five thousand one hundred ninety-one (5191) of the Code, 1924, relating to fees charged by sheriffs.

Read first and second times and referred to committee on departmental affairs.

REPORTS OF COMMITTEES

Senator Reed submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 93, a bill for an act relating to the wrongful sale or disposal of electric storage batteries belonging to another, or the removal or alteration of marks of identification thereon, and prescribing penalties for the violation thereof, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass.

Amend section four (4) by striking the following words "It is unlawful" in the first line thereof and inserting in lieu thereof the following: "It shall be presumptive evidence of fraud".

CARL W. REED, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 169, a bill for an act to amend the law as appears in section ten thousand four hundred forty (10440) of the Code, 1924, relating to returns of marriages, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Senator Bergman submitted the following report:

MR. PRESIDENT: Your committee on labor to which was referred Senate File No. 96, a bill for an act to amend the law as it appears in section 1386 of the Code, 1924, relating to the Limitations of Actions under the Workmen's Compensation Law, begs leave to report it has had the same under consideration and recommends the same do pass.

A. H. BERGMAN, *Chairman.*

Ordered passed on file.

Senator Slemmons submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs to which was referred Senate File No. 201, a bill for an act to amend section twelve thousand forty-one (12041), Code, 1924, relating to the appointment of referees to examine the accounts of executors and administrators, and to the duty of county officers to account for fees collected under such appointment, begs leave to report it has had the same under consideration and returns the bill without recommendation.

GEO. F. SLEMMONS, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred Senate File No. 141, a bill for an act to amend the law as it appears in section forty-three hundred forty-nine (4349), of the Code, 1924, relating to the education of deaf children, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred Senate File No. 174, a bill for an act to amend section forty-two hundred thirty-eight (4238) of the Code, 1924, relating to school directors, their powers and duties, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. GILCHRIST, *Chairman.*

Ordered passed on file.

AMENDMENT TO THE RULES CONSIDERED

Senator Campbell called up the following amendment to the rules:

Amend the standing rules of the Senate by adding as rule fifty (50) the following:

"No member shall be allowed to speak more than one time upon a pending bill, resolution, or motion, except that the proponent of such pending bill, resolution, or motion will have an additional closing speaking period."

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 10.

Bowman	Buser	Nelson	Shane
Brookins	Dotts	Romkey	Shinn
Browne	Fulton		

Nays, 30.

Benson	Dean	Langfitt	Shaff
Bergman	Ellis	McLeland	Skromme
Breakenridge	Gilchrist	Mills	Slemmons
Campbell	Goodwin	Perkins	Snook
Cavanaugh	Hartman	Reed	Stanley
Cessna	Horchem	Rees	Stoddard
Clark	Johnston	Roberts	White
Clearman	Kimberly		

Absent or not voting, 10.

Baird	Fackler	Kern	Rigby
Brookhart	Gunderson	Ramsey	Schmedika
Darting	Haskell		

The amendment was lost.

REPORT OF THE COMMITTEE ON RULES

MR. PRESIDENT: Your committee on Rules to whom was referred amendments to Rules Nos. 5 and 51, by Bowman, which read as follows, have had same under consideration and recommend their adoption:

Rule No. 5. "A motion to recess or adjourn to a specified time will not raise the call."

Rule No. 51. "The Senate may at any time by a vote of a constitutional majority of its members remove a bill from the sifting committee and place it upon the calendar."

ED H. CAMPBELL, *Chairman.*

By unanimous consent on request of Senator Campbell the report was taken up and considered.

The amendment to rule 5 was adopted.

Senator Cavanaugh offered the following amendment to the proposed rule 51 and moved its adoption:

Amend by striking out the word "constitutional" and inserting in lieu thereof the words "two-thirds".

Senator Slemmons moved the previous question, which motion was lost.

Senator Buser raised the point of order that the amendment to the amendment was out of order, as a two-thirds vote was exactly what the amendment was trying to get away from, since it now took a two-thirds vote to suspend the rule and take a bill out of the sifting committee.

The President held the point not well taken.

Senator Campbell invoked rule 8.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 23.

Baird	Clarke	Horchem	Rigby
Benson	Clearman	Johnston	Shaff
Bergman	Darting	Kimberly	Shane
Breakenridge	Dean	Perkins	Stanley
Cavanaugh	Gilchrist	Ramsey	Stoddard
Cessna	Goodwin	Reed	

Nays, 24.

Bowman	Dotts	McLeland	Schmedika
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Browne	Gunderson	Rees	Slemmons
Buser	Hartman	Roberts	Snook
Campbell	Langfitt	Romkey	White

Absent or not voting, 3.

Ellis	Haskell	Kern
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The amendment to the amendment was lost.

On the question "Shall the amendment providing for rule 51 be adopted?" the vote was:

Ayes, 26.

Bowman	Ellis	McLeland	Schmedika
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Browne	Gunderson	Rees	Slemmons
Buser	Hartman	Roberts	Snook
Campbell	Kimberly	Romkey	White
Cessna	Langfitt		

Nays, 22.

Baird	Clearman	Horchem	Rigby
Benson	Darting	Johnston	Shaff
Bergman	Dean	Perkins	Shane
Breakenridge	Dotts	Ramsey	Stanley
Cavanaugh	Gilchrist	Reed	Stoddard
Clark	Goodwin		

Absent or not voting, 2.

Haskell Kern

The amendment was adopted.

Senator Buser moved that the vote by which the amendment was adopted be reconsidered and that the motion to reconsider be laid on the table.

Senator Cavanaugh raised the point of order that no motion can be properly put that involves two separate points, and that the motion to reconsider and the motion to table should be separated.

The President held the point well taken, and also held that if there were an objection the motions would have to be separated.

Senator Buser withdrew his motion.

S. F. 154 AND 145 WITHDRAWN

By unanimous consent Senator Brookins withdrew Senate File Nos. 154 and 145 from further consideration.

On motion of Senator Mills the Senate went into executive session.

EXECUTIVE SESSION

On motion and roll call the Senate confirmed the appointment

of the Hon. A. M. McColl, of Woodward, Dallas County, as a member of the Board of Control, for a term of six years, beginning July 1, 1925.

On motion and roll call the Senate confirmed the appointment of the Hon. Geo. M. Simpson, of West Union, Fayette County, as a member of the Board of Parole, for a term of six years, beginning July 1, 1925.

On motion and roll call the Senate confirmed the appointment of Hon. C. E. Beaman, of Oskaloosa, Mahaska County, for superintendent of banking, for a term of four years beginning July 1, 1925.

The Senate arose from executive session and resumed regular session.

REPORTS OF COMMITTEES

Senator Nelson submitted the following report:

MR. PRESIDENT: Your committee on dairy and food to which was referred House File No. 49, a bill for an act to amend the law in section forty hundred thirty-nine (4039), forty hundred thirty-seven (4037), forty hundred forty-one (4041), Code, 1924, relating to the inspection of bees by the state apiarist, begs leave to report it has had the same under consideration and recommends the same do pass.

J. A. NELSON, *Chairman.*

Ordered passed on file.

Also: .

MR. PRESIDENT: Your committee on dairy and food to which was referred Senate File No. 169, a bill for an act to prohibit the use as food of oleomargarine or other butter substitutes in certain state institutions, begs leave to report it has had the same under consideration and recommends the same do pass.

J. A. NELSON, *Chairman.*

Ordered passed on file.

Senator Dean submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred Senate File No. 235, a bill for an act to amend section nineteen hundred twelve (1912), Code, 1924, relating to the jurisdiction of the Board of Conservation of Public Parks, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title to read as follows:

"A BILL FOR

An act to amend sections eighteen hundred twelve (1812) and eighteen hundred nineteen (1819) of the Code, 1924, relating to the jurisdiction of the state board of conservation."

Also amend said bill by striking therefrom section 1 and substituting in lieu thereof the following:

"Section 1. That the law as it appears in section eighteen hundred twelve (1812) of the Code, 1924, be and the same is hereby amended by striking from line three thereof the words 'bordering thereon'; also that the law as it appears in section eighteen hundred nineteen (1819) of the Code, 1924, be and the same is hereby amended by striking from line three of said section the words 'one year', and by substituting in lieu thereof the words 'five years'."

H. E. DEAN, *Chairman.*

Ordered passed on file.

S. F. 17 MADE SPECIAL ORDER

Senator Bowman moved that Senate File No. 17 be made a special order for 10 a. m. Thursday, which motion prevailed.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which the amendment to the rules providing that an additional rule indicated as rule No. 51 passed the Senate.

J. D. BUSER.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that, on March 14, 1925, he had approved the following bills:

Senate File No. 4, relating to exemptions of inheritance tax.

Senate File No. 7, relating to bonded warehouses for agricultural products.

Senate File No. 12, relative to the manufacture, sale and keeping for sale of intoxicating liquors.

Senate File No. 70, relating to records to be kept by manufacturers using intoxicating liquors.

Senate File No. 101, relating to notice of proposal to transfer city or town funds.

Senate File No. 131, relating to attempt to destroy liquors in presence of peace officers.

Senate File No. 120, authorizing the killing and capture of certain game birds.

Senator Cavanaugh moved that the Senate adjourn until 9:30 a. m. Tuesday.

Senator Slemmons moved to amend by making the time 9 a. m.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 9 a. m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 17, 1925.

The Senate met in regular session, President Pro Tem Ed H. Campbell presiding.

Prayer was offered by Rev. E. W. Curtis, pastor of the United Brethren church of Des Moines.

On motion of Senator Shinn, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Goodwin, from the First Methodist Episcopal church of Des Moines, favoring the child labor amendment. Child welfare.

By Senator Skromme, from residents of Story County, favoring the compulsory reading of the Bible in public schools. Schools.

A petition relative to an education day at the 1925 Fair, from the Iowa Education Exhibit Committee. Schools.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 49, a bill for an act relating to the crime of rape.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 83, a bill for an act relating to lien upon certain personal property.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 88, a bill for an act making it unlawful to solicit, canvass, or take orders from any school principal, teacher, or pupil in the public schools during school hours.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 177, a bill for an act relating to bank protection and defining the word "levee".

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 212, a bill for an act relating to disagreements between boards of supervisors as to county line highway matters.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 234, a bill for an act relating to the use of the primary road fund for the construction of bridges and culverts on the primary road system.

HOUSE AMENDMENT TO SENATE FILE NO. 49

Amend by inserting a comma (,) after the word "years" in line ten (10) of section one (1); by striking out the remainder of said section and inserting in lieu of the part so stricken, the following: "the penalty to be determined by the jury, or by the court on a plea of guilty."

THIRD READING OF BILLS

On motion of Senator Fackler, Senate File No. 27, a bill for an act prohibiting a person from holding two (2) public offices in the state where the law provides for a salary for each office, the report of the committee recommending indefinite postponement having been rejected, was taken up and considered.

Senator Fackler offered the following amendment and moved its adoption:

Amend by adding the following:

"Sec. 3. No person employed by the State Board of Education or at its direction may be paid two salaries; and no person receiving a salary from any other source shall be so employed without the time to be covered and the service to be rendered is first determined."

President Kimball took the chair at 9:15 a. m.

The amendment was lost.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by changing the period (.) at the end of section 1 to a comma (,) and adding the following: "and the salary for either office exceeds five hundred dollars per year."

The amendment was adopted.

Senator Buser offered the following amendments and moved their adoption:

Amend by striking from line 3 of section 1 the words "for a" and inserting in lieu thereof the words "an annual". Also amend by striking the word "each" from the end of line 3 of section 1 and inserting in lieu thereof the word "either".

The amendments were lost.

The bill was read for information.

Senator White moved that the reading just had be considered the third reading, which motion prevailed.

Senator Snook invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 12.

Browne	Dotts	Nelson	Shinn
Buser	Fackler	Reed	Snook
Cessna	Hartman	Rees	White

Nays, 35.

Baird	Clearman	Johnston	Roberts
Benson	Darting	Kern	Schmedika
Bowman	Dean	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookhart	Fulton	McLeland	Skromme
Brookins	Gilchrist	Mills	Slemmons
Campbell	Goodwin	Perkins	Stanley
Cavanaugh	Haskell	Ramsey	Stoddard
Clark	Horchem	Rigby	

Absent or not voting, 3.

Bergman	Gunderson	Romkey
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Gilchrist, House File No. 9, a bill for an act to amend sections forty-one hundred thirty-six (4136), forty-one hundred forty-four (4144) and forty-one hundred forty-eight

(4148) of the Code, 1924, relating to the election of boards of directors of independent school districts, was taken up and considered, the report of the committee having been previously adopted.

Senator Horchem moved that the following amendments, previously offered, be adopted:

Amend by striking all after the enactng clause, and inserting in lieu thereof the following:

"Section 1. Section forty-one hundred thirty-six (4136), Code, 1924, is amended, revised, and codified to read as follows:

"4136. Board in new district—organization. Whenever any new school corporation has been established, such corporation shall organize according to section forty-one hundred forty-four (4144) or forty-one hundred forty-eight (4148), and if such new board is elected, it shall organize as provided in chapter two hundred thirteen (213) except that such organization shall be effected at any time prior to the second day of July following the election of the directors. Upon the election and organization of the new boards, the old boards shall cease to exist except for the purpose specified in the two (2) following sections."

Sec. 2. Section forty-one hundred forty-four (4144), Code, 1924, is amended, revised, and codified to read as follows:

"4144. When district deemed formed. If a majority of the votes cast at such election is in favor of the proposition, the formation of said independent district shall be deemed effected.

4144-a1. Ex officio officers. The board of directors and other officers of the school corporation then holding office in the district affected having the largest population, shall be, ex officio, the officers of said new district in all cases where the population outside said major district and within the newly formed district, does not exceed twenty-five per cent (25%) of the population of said major district.

4144-a2. Tenure of ex officio officers. Said ex officio officers shall serve until the expiration of the time for which they were originally elected.

Sec. 3. Section forty-one hundred forty-eight (4148), Code, 1924, is amended, revised, and codified to read as follows:

"4148. New board and treasurer. If the population of the newly formed district, outside the major district specified in section forty-one hundred forty-four-a one (4144-a1), does exceed twenty-five per cent (25%) of the population of such major district, the board of directors of said latter district shall give the usual notice of an election to choose a board of directors, and a treasurer in case such treasurer is required to be elected by the voters."

Sec. 4. Publication Clause. This act is deemed of immediate importance and shall take effect from and after its publication in two (2) newspapers of this state as provided by law.

Amend the title by striking all of the same, and inserting in lieu thereof the following:

"A BILL FOR

An act to amend, revise, and codify sections forty-one hundred thirty-six (4136), forty-one hundred forty-four (4144), and forty-one hundred forty-eight (4148), Code, 1924, relating to the establishment of school districts and to the board of directors therein."

Further action was deferred, the time having arrived for the consideration of special order No. 2.

CALL OF THE SENATE FILED

MR. PRESIDENT: The undersigned request a call of the Senate for consideration of the special committee report on the gasoline tax bills and for the consideration of the bill as proposed by the committee:

LLOYD ELLIS.
A. H. BERGMAN.
B. M. STODDARD.
H. GUY ROBERTS.
F. C. GILCHRIST.
W. E. MCLELAND.
G. S. HARTMAN.
GEO. B. PERKINS.
J. O. SHAFF.
C. T. RIGBY.
E. E. CAVANAUGH.
C. J. FULTON.
W. S. BAIRD.
B. J. HORCHEM.
FRANK SHANE.
W. A. CLARK.
A. J. SHINN.
C. A. BENSON.

The roll call revealed the presence of all senators with the exception of Senator Gunderson.

Senator Brookins moved that Senator Gunderson be excused from the call of the Senate.

Senator Brookins withdrew his motion.

Senator Ellis moved that this matter be deferred and that it be made a special order for next Friday at 10 a. m.

Senator Ellis asked unanimous consent to include in his motion that the bill be not called up unless there be a full membership present.

Objection was made.

Senator Buser offered the following amendment to the motion and moved its adoption:

Amend by adding: "And that the special order include all of the reports of the special committee, both majority and minority reports."

The amendment to the motion was adopted. The motion prevailed.

Senator Ellis moved that five hundred copies of the committee bill, contained in the majority report, be printed.

Senator Gilchrist moved to amend the motion by adding that there also be five hundred extra copies of the minority report printed.

Senator Baird moved that the minority report be filed at noon today.

Senator Baird withdrew his motion.

Senator Stoddard moved as a substitute motion for all pending motions that the two reports appear in the journal, the majority report first and the minority report second, and that the committee be given all the time necessary to prepare their reports, and that there be five hundred extra copies of the journal printed.

The substitution was made.

The motion prevailed.

THIRD READING OF BILLS

Senator Buser moved that Senate File No. 187 be made a special order for 10 a. m. tomorrow (Wednesday).

Senator Baird moved as a substitute motion that the bill be taken up and considered at this time.

The substitution was made.

The motion prevailed.

On motion of Senator Buser, Senate File No. 187, a bill for an act to amend section ninety-seven hundred fifty-two (9752), and to amend, revise, and codify sections ninety-seven hundred fifty-three (9753) to ninety-seven hundred fifty-nine (9759), inclusive, and section ninety-seven hundred ninety-three (9793), Code, 1924,

relating to the storage of agricultural products, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking from line eight (8) of section two (2) the following:

"generally and" and inserting in lieu thereof the following:

"they shall be".

Also amend line eight (8) of said section by inserting after the word "the" following the word "under" the word "general".

Also amend by striking from section two (2) of the bill lines "eleven (11), twelve (12), thirteen (13), and fourteen (14)".

Also amend by renumbering "section nine thousand seven hundred fifty-five (9755)" as "section nine thousand seven hundred fifty-four (9754)" and renumbering "section nine thousand seven hundred fifty-six (9756)" as "section nine thousand seven hundred fifty-five (9755)".

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Clearman	Kern	Roberts
Bergman	Darting	Kimberly	Romkey
Bowman	Dean	Langfitt	Schmedika
Brookhart	Dotts	McLeland	Shane
Brookins	Ellis	Mills	Shinn
Browne	Fackler	Nelson	Skromme
Buser	Gilchrist	Perkins	Slemmons
Campbell	Hartman	Ramsey	Snook
Cavanaugh	Haskell	Reed	Stoddard
Cessna	Horchem	Rees	White
Clark	Johnston	Rigby	

Nays, 2.

Benson Breakenridge

Absent or not voting, 5.

Fulton	Gunderson	Shaff	Stanley
Goodwin			

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

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

The Senate resumed consideration of House File No. 9.

Senator Horchem moved that the amendments offered by him be adopted.

The amendments were adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Clearman	Kern	Romkey
Benson	Darting	Kimberly	Schmedika
Bergman	Dean	McLeland	Shane
Bowman	Fackler	Mills	Shinn
Breakenridge	Fulton	Nelson	Skromme
Brookhart	Gilchrist	Perkins	Slemmons
Brookins	Goodwin	Ramsey	Snook
Buser	Hartman	Reed	Stanley
Cavanaugh	Haskell	Rees	Stoddard
Cessna	Horchem	Rigby	White
Clark	Johnston	Roberts	

Nays, none.

Absent or not voting, 7.

Browne	Dotts	Gunderson	Shaff
Campbell	Ellis	Langfitt	

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

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Baird called up for consideration Senate File No. 104, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking out section two (2), also amend by striking the last sentence of section one (1), and adding to section one (1) the following:

"Also by striking out paragraph four (4) and inserting in lieu thereof the following:

4. Fifty-eight thousand and less than one hundred forty thousand, two thousand dollars (\$2,000.00).

5. One hundred forty thousand and over, twenty-five hundred dollars (\$2,500.00)."

Also amend by striking from line five (5) the word "sixty" and inserting in lieu thereof the word "fifty-eight".

On the question "Shall the Senate concur?" the vote was:

Ayes, 43.

Baird	Clearman	Horchem	Romkey
Benson	Darting	Johnston	Schmedika
Bergman	Dean	Kern	Shane
Breakenridge	Dotts	Kimberly	Shinn
Brookhart	Ellis	Langfitt	Skromme
Brookins	Fackler	McLeland	Slemmons
Browne	Fulton	Mills	Snook
Buser	Gilchrist	Nelson	Stanley
Cavanaugh	Goodwin	Perkins	Stoddard
Cessna	Hartman	Ramsey	White
Clark	Haskell	Reed	

Nays, 2.

Rees	Roberts
------	---------

Absent or not voting, 5.

Bowman	Gunderson	Rigby	Shaff
Campbell			

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Brookhart, Senate File No. 88, a bill for an act to repeal sections thirty-nine hundred twelve (3912), thirty-nine hundred thirteen (3913), thirty-nine hundred fourteen (3914), thirty-nine hundred twenty (3920), thirty-nine hundred twenty-seven (3927), thirty-nine hundred thirty-three (3933) of the Code, 1924, and to enact substitutes therefor; 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-four (3934) of the Code, 1924; and to amend sections thirty-nine hundred twenty-one (3921), thirty-nine hundred twenty-two (3922), thirty-nine hundred twenty-six (3926), and thirty-nine hundred twenty-eight (3928), thirty-nine hundred thirty-eight (3938), and thirty-nine hundred forty-one (3941) of the Code, 1924, relating to the state board of education, having been ordered on the calendar under rule 35, was taken up and considered.

Senator Brookhart offered the following amendments and moved their adoption:

Amend section 12 by changing the period at the end of the section to a comma and inserting the following: "and by striking from line four of subsection three the words "finance committee on", and by striking from line four of subsection four the word, "committee", and inserting in lieu thereof the word "board".

Amend section 14 by striking out of lines two and three the words, "lines two and three", and inserting in lieu thereof the words, "line two".

Amend section 19 by inserting between the words, "and" and "finance" in line three the word "the".

Amend by adding as section 20 the following:

Sec. 20. Section thirty-nine hundred twenty-one (3921) of the Code, 1924, is amended by striking from lines three and four of subsection ten the words "and the finance committee", and inserting a period after the word "it" in line three.

Amend the title by striking from lines three and four the words and figures "thirty-nine hundred twenty-seven (3927)," and by inserting after the comma following the parenthesis after the words and figures "thirty-nine hundred twenty-eight (3928)" in line eleven the following: "thirty-nine hundred twenty-one (3921), thirty-nine hundred twenty-seven (3927),".

The amendments were adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section one (1), lines eight (8), nine (9), and ten (10) and substituting the following: "Not more than one (1) alumnus of any state educational institution shall be at one time a member of this board."

Senator Gilchrist offered the following amendment to the amendment and moved its adoption:

Amend by striking the words "state educational institution" from the amendment and inserting in lieu thereof the following: "one of the state educational institutions".

The amendment to the amendment was adopted.

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 1, line 4, the word "and"; by inserting in line 5 after the word "large" a comma (,) and the words "but not more than one from any congressional district," and by striking from section 8, lines 11 and 12, the words "of said institutions".

The amendment was adopted.

Senator Shane moved that the Senate adjourn until 9:30 a. m. Tuesday.

Senator Brookhart moved to amend by making the time 1:30 p. m. today.

Senator Brookhart withdrew his amendment.

Senator Shane withdrew the motion.

Senator Roberts moved the previous question, which motion prevailed.

The bill was read for information.

Senator Brookhart moved that the reading just had be considered the third reading, which motion prevailed.

Senator Haskell invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 18.

Bowman	Dean	Mills	Schmedika
Brookhart	Dotts	Nelson	Shinn
Browne	Hartman	Rees	Skromme
Buser	Kern	Romkey	Snook
Cessna	McLeland		

Nays, 30.

Baird	Clearman	Horchem	Roberts
Benson	Darting	Johnston	Shaff
Bergman	Ellis	Langfitt	Shane
Breakenridge	Fackler	Perkins	Slemmons
Brookins	Fulton	Ramsey	Stanley
Campbell	Gilchrist	Reed	Stoddard
Cavanaugh	Goodwin	Rigby	White
Clark	Haskell		

Absent or not voting, 2.

Gunderson

Kimberly

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

HOUSE MESSAGES CONSIDERED

House File No. 88, a bill for an act making it unlawful to solicit, canvass, or take orders from any school principal, teacher, or pupil in the public schools during school hours, or to solicit subscriptions for membership in any society or organization, or for books and supplies at city or county teachers' institutes and providing penalties for violation thereof.

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

House File No. 177, a bill for an act to amend section seventy-four hundred twenty-three (7423) of the Code, 1924, relating to bank protection and defining the word "levee".

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

House File No. 212, a bill for an act to amend section forty-six hundred sixty-two (4662) of the Code, 1924, relating to disagreements between boards of supervisors as to county line highway matters.

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

House File No. 234, a bill for an act to amend section forty-six hundred ninety (4690) of the Code, 1924, relating to the use of the primary road fund for the construction of bridges and culverts on the primary road system.

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

SENATE CONCURRENT RESOLUTION NO. 11

Senator Stoddard offered the following resolution:

Be It Resolved by the Senate, the House concurring, that a vote of

thanks be extended to the Western Union Telegraph Company for services rendered to the 41st General Assembly of the state of Iowa, in furnishing accurate grain and live stock reports, and other courtesies extended through its representatives in the State House.

And further, that a copy of this resolution be prepared and signed by the Secretary of the Senate and the Chief Clerk of the House and forwarded to the President of the Western Union Telegraph Company at New York City, and a copy also presented to the local manager, Homer F. White, Des Moines, Iowa.

Laid over under the rules.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate File No. 81, and House File No. 132.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House File No. 132.

INTRODUCTION OF BILLS

Senate File No. 266, by Senator Faackler, a bill for an act making it unlawful for any person to have a motor vehicle in his possession the factory, serial or motor number of which has been altered, defaced, or removed, and providing for the seizure and disposition of such vehicles.

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

Senate File No. 267, by Senator Horchem, a bill for an act to amend the law as it appears in sections seven thousand eight hundred forty-one (7841) and seven thousand eight hundred forty-five (7845) of the Code, 1924, relating to appeals from awards in condemnation proceedings instituted by the state.

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

Senate File No. 268, by Senator Reed, a bill for an act to amend section thirty-nine hundred twenty-one (3921) of the Code, 1924, relating to the powers of the state board of education.

Read first and second times and referred to committee on educational institutions.

Senate File No. 269, by Senator Buser, a bill for an act to amend, revise and codify sections one thousand five hundred seventy-four (1574) and one thousand five hundred seventy-five (1575) of the Code of 1924, relating to the preparation, delivery and sale of cigarette stamps, the redemption of unused stamps, the disposition of spoiled stamps and the refund due and an appropriation therefor.

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

Senate File No. 270, by Senator Goodwin, a bill for an act to amend section five thousand nine hundred forty (5940) of the Code, 1924, relating to the establishment, repair and improvement of streets and public grounds and providing a method for the payment of the cost thereof.

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

Senate File No. 271, by Senator Goodwin, a bill for an act to amend sections fifty-three hundred fifty-three (5353) and fifty-three hundred fifty-nine (5359) of the Code, 1924, relating to county public hospitals in counties containing a population of one hundred thirty-five thousand (135,000) inhabitants or over; authorizing certain cities to sell and dispose of property used for hospital purposes, and repealing all laws inconsistent therewith.

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

Senate File No. 272, by Senator Schmedika, a bill for an act to legalize a special election of the city of Webster City, Hamilton

County, Iowa, held on March 22, 1920, and \$75,000 gas works bonds of said city dated August 2, 1920.

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

REPORT OF SPECIAL COMMITTEE ON GAS TAX BILLS

MR. PRESIDENT: We, your special committee, to whom was referred Senate Files Nos. 39 and 135, beg leave to report that we have had the same under consideration and submit the following bill as our report.

LLOYD ELLIS, *Chairman*.

A. H. BERGMAN.

B. M. STODDARD.

A BILL FOR

An Act imposing a license fee on gasoline used or sold for use in the state of Iowa, providing for the payment, collection, refund, distribution and expenditure thereof; fixing a standard for gasoline sold for use in the state and providing for penalties for violations of the law.

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

Section 1. A license fee of two cents (2 cts.) per gallon or fraction of a gallon is hereby imposed on all gasoline used in this state for any purpose whatsoever. Any person using gasoline within the state shall be liable for the fee herein provided for unless the same shall have been previously paid. License fees shall be collected and disposed of in the manner hereinafter provided.

Sec. 2. (a) The term "distributor" as used in this act shall mean any person who brings into the state or who produces, refines, manufactures or compounds within the state any gasoline to be used within the state or sold or otherwise disposed of by him within the state for use in the state. Provided, however, a person coming into the state traveling by motor vehicle may transport, for his own use, in the ordinary gasoline tank attached to and forming a part of such motor vehicle, not more than twenty (20) gallons of gasoline without being considered a distributor.

(b) The term "person" includes individual, partnership, corporation and association. The term "treasurer" means the Treasurer of the State of Iowa.

Sec. 3. The Secretary of Agriculture shall adopt specifications to determine the various grades of gasoline sold or offered for sale in the state of Iowa. Any person who sells or offers for sale at retail gasoline in this state, shall keep posted in a conspicuous place, most accessible to the public, at his place of business, a placard showing the results of the test as determined by the specifications adopted by the Secretary of Agriculture, the sale price, the amount of the tax and the total price

per gallon charged to customers on the different grades of gasoline sold. Any person violating the provisions of this act shall be guilty of a misdemeanor and shall be punished by a fine of not to exceed One Hundred (\$100.00) Dollars or imprisonment in the county jail for a period of not to exceed thirty (30) days or by both such fine and imprisonment.

Sec. 4. Each distributor of gasoline shall, within thirty (30) days after the taking effect of this act, file with the treasurer a duly acknowledged certificate on forms prescribed and furnished by the treasurer for this purpose, showing the name under which such distributor is transacting business in the state of Iowa, the name and addresses of the several persons constituting the association or partnership and if a corporation, the corporate name under which it is authorized to transact business and its resident general agent or other officers upon whom process may be served or who is authorized to represent it for all the purposes of this act.

Sec. 5. Each distributor of gasoline shall, on or before the twentieth (20th) of each calendar month, forward to the treasurer, a statement, sworn to by one of its principal officers, showing the total number of gallons of gasoline imported by him and the total number of gallons of gasoline sold or otherwise disposed of for the preceding calendar month and shall at the same time remit to the treasurer the amount of the license fee for such preceding month for which such distributor is liable.

Sec. 6. The books, records, papers, receipts, invoices and equipment of any distributor which pertain to the sale of gasoline shall be subject to inspection at any time during ordinary business hours by the treasurer or his representatives, but any information gained by the Treasurer of State or such representative by such investigation shall be confidential and any person divulging such information shall be deemed guilty of a misdemeanor and upon conviction thereof shall be liable to a fine not exceeding One Thousand (\$1000.00) Dollars.

Sec. 7. Any distributor who shall fail to make, or refuse to make the reports to the treasurer as herein prescribed, or shall refuse to permit the treasurer to examine the books, records, papers, receipts, invoices or equipment of such distributor pertaining to the sale of gasoline, or who shall make any incomplete, false or fraudulent return hereunder, shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars.

Sec. 8. Any person who shall buy or use any gasoline 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 within the state, or who shall purchase or use any gasoline 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, which statement shall set forth the total amount of gasoline so purchased and used by

such consumer other than for propelling motor vehicles operated or intended to be operated in whole or in part upon any of the public highways of this state or upon the streets of any city or town of this state and the Treasurer of State shall, upon the presentation of such invoice, cause to be repaid from the funds operated by the license fee collected on the use of gasoline as herein provided, the amount of such license fee paid by such consumer on gasoline used for purposes other than propelling motor vehicles as hereinbefore provided. All applications for refunds or reimbursements as provided for in this act shall be filed with the Treasurer of State on blank forms provided by him for that purpose within ninety (90) days after the date on which such gasoline shall have been purchased as shown by the invoice. Any person, firm, or corporation who shall make any false statement in connection with an application for the refund of any money or license fee as herein provided or who shall collect or cause to be repaid to him or any person, any such fees, without being entitled to the same under the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not to exceed One Thousand (\$1000.00) Dollars.

Sec. 9. License fees collected under the provisions of this act shall be distributed and disbursed as follows: One-third ($\frac{1}{3}$) to the primary road fund. One-third ($\frac{1}{3}$) to the county road fund and one-third ($\frac{1}{3}$) to the township road fund, which county and township funds the treasurer shall apportion among the counties of the state in the same ratio that the area of the county bears to the total area of the state, and on the first days of each month shall remit to the treasurer of each county the apportionments for its county and township road funds. The county treasurer, thereupon shall apportion to the township road fund among the townships of the county in the same ratio that the number of miles of township roads in the township bears to the total number of miles of township roads within the county, and shall remit quarterly to the clerk of each township the apportionment for its township road fund.

Sec. 10. The refunds provided for in section eight (8) of this act shall be made by the Treasurer of the State, quarterly, on blanks provided by him and under such proofs under oath as he may prescribe.

Sec. 11. If any part of this act is held to be unconstitutional or invalid by the courts, such decision shall not affect the validity of the remaining portions of this act.

Sec. 12. This act, being deemed of immediate importance, shall be in full force and effect from and after its publication in the Register, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Tribune, a newspaper published in Sioux City, Iowa.

MINORITY REPORT OF SPECIAL COMMITTEE ON GAS TAX BILLS

MR. PRESIDENT: We, the undersigned appointed on your committee on S. F. 135 and S. F. 39, move the following as a minority report of said committee.

That S. F. 135, as amended, and with pending amendments now on file be substituted for the majority report.

J. D. BUSER.

M. L. BOWMAN.

A BILL FOR

An Act imposing a license fee on gasoline used or sold for use in the state of Iowa, providing for the payment, collection, refund, distribution and expenditure thereof; fixing a standard for gasoline sold for use in the state and providing penalties for violation of the law; also amending sections four thousand nine hundred ninety-nine (4999) and four thousand six hundred thirty-five (4635) of the Code, 1924, and repealing section five thousand one (5001) of the Code, 1924, relating to road funds.

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

Section 1. That license fee of two cents (2 cts.) per gallon or fraction of a gallon is hereby imposed on all gasoline used in this state for any purpose whatsoever. Any person using gasoline within the state shall be liable for the fee herein provided for unless the same shall have been previously paid. Such license fee when paid shall be in lieu of all taxes upon gasoline. License fees shall be collected and disposed of in the manner hereinafter provided.

Sec. 2. (a) The term "distributor" as used in this act shall mean any person who brings into the state, or who produces, refines, manufactures or compounds within the state any gasoline to be used within the state or sold, or otherwise disposed of by him within the state for use in the state. Provided, however, a person coming into this state and traveling by motor vehicle may transport, in the ordinary gasoline tank attached to and forming a part of such motor vehicle, not more than twenty (20) gallons of gasoline without being considered a distributor.

(b) The term "person" includes individual, partnership, corporation and association.

(c) The term "treasurer" means the "Treasurer of State of the State of Iowa".

(d) The word "gasoline", as used in this act, shall include the liquids derived from petroleum or natural gas, commonly known or sold as gasoline, and all other volatile and inflammable liquids, by whatsoever name known or sold, containing any derivative of petroleum or natural gas, and produced, prepared, or compounded for the purpose of generating power by means of internal combustion, or which may be used for such purpose, but shall not include kerosene.

Sec. 3. The secretary of agriculture shall adopt specifications to determine the quality of the various grades of gasoline sold or offered for sale in the state of Iowa, and shall test all gasoline sold or offered for sale in the state of Iowa in accordance therewith.

Every person who sells or offers for sale gasoline at retail in this state shall keep posted in a conspicuous place most accessible to the public at

his place of business a placard showing the result of the test as determined by the specification adopted by the secretary of agriculture.

Any person violating the provisions of this act shall be guilty of a misdemeanor and shall be punished by a fine not to exceed one hundred dollars (\$100) or imprisoned in the county jail not to exceed thirty (30) days or both such fine and imprisonment.

Sec. 4. Every person who sells gasoline at retail in this state shall keep posted in a conspicuous place and most accessible to his customers at his place of business the retail price of gasoline of the different grades sold by him which shall be the total price per gallon charged to customers for such gasoline.

Sec. 5. Each distributor of gasoline shall, within thirty (30) days after the taking effect of this act, file with the treasurer a duly acknowledged certificate on forms prescribed, prepared and furnished by the treasurer, showing the name under which such distributor is transacting business in the state of Iowa, the name and addresses of the several persons constituting the association or partnership, and if a corporation the corporate name under which it is authorized to transact business, and the names and addresses of its principal officers, and its resident general agent or other officer upon whom process may be served or who is authorized to represent it for all the purposes of this act.

Sec. 6. Each distributor of gasoline shall, on or before the twentieth (20th) day of each calendar month, forward to the treasurer a statement, sworn to by one of its principal officers, showing the total number of gallons of gasoline imported by him and the total number of gallons of gasoline sold or otherwise disposed of for the preceding calendar month, and shall at the same time remit to the treasurer the amount of license fee for such preceding month for which such distributor is liable.

Sec. 7. The books, records, papers, receipts, invoices and equipment of any distributor which pertain to the sale of gasoline shall be subject to inspection at any time during ordinary business hours by the treasurer or his representatives.

Sec. 8. Any distributor who shall fail to make, or refuse to make the reports to the treasurer as herein prescribed, or shall refuse to permit the treasurer to examine the books, records, papers, receipts, invoices or equipment of such distributor, pertaining to the sale of gasoline, or who shall make any incomplete, false or fraudulent return hereunder, shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars.

Sec. 9. Any person who shall buy or use any gasoline for the purpose of operating or propelling stationary gas engines, tractors used for agricultural purposes, motor boats, airplanes, or aircraft, who shall purchase or use any gasoline for cleaning or dyeing or for any other commercial use except for propelling motor vehicles operated in whole or in part upon any of the public highways of 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 in-

voices showing such purchases, which statement shall set forth the total amount of such gasoline so purchased and used by such consumer, other than for propelling motor vehicles operated or intended to be operated in whole or in part upon any of the public highways of this state and the treasurer of state shall, upon the presentation of such invoices cause to be repaid, to such consumer, from the fund operated by the license fee collected on the use of gasoline, as herein provided, the amount of license fees paid by such consumer on gasoline used for purposes other than propelling motor vehicles as herein provided. All applications for refunds or reimbursement as provided for in this section shall be filed with the treasurer of state within ninety (90) days after the date on which such gasoline shall have been purchased, as shown by the invoice. Any person, firm or corporation who shall make any false statement in connection with an application for the refund of any money or license fees, as herein provided, or who shall collect or cause to be repaid to him or to any person any such fees without being entitled to the same under the provisions of this section, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not to exceed one thousand (\$1,000.00) dollars.

Sec. 10. License fees collected under the provisions of this act, and all license fees collected by the treasurer of state from the licensing of automobiles, except such portion of said motor vehicle fund as may be necessary to maintain the federal aid engineering fund, and as may, by law, be retained in the state treasury as a maintenance fund for the state highway commission, or as a fund to cover administration of the motor vehicle department shall be combined into a fund to be known as the Highway Fund, of the fund thus created there is hereby placed annually in the primary road fund and made available to meet federal aid an amount equal to the amount made available to the State of Iowa annually under federal road building appropriation acts. The remainder of the highway fund shall be divided equally, by the treasurer of state, one-half ($\frac{1}{2}$) being paid into the primary road fund, and the other one-half ($\frac{1}{2}$) into a secondary road, city and town fund.

The primary road fund shall be apportioned among the several counties of the state in the same ratio that the area of each county bears to the total area of the state.

The secondary road, city and town fund to be distributed as follows: twenty-five per cent (25%) of the secondary road, city and town fund shall be expended upon the county roads within the county and shall be apportioned among the several counties of the state in the same ratio that the area of each county bears to the total area of the state and to be distributed to the various townships in the proportion that the total mileage of the county roads in the township bears to the total mileage of the county roads in the county.

Fifteen per cent (15%) of the secondary road, city and town fund to be distributed to the various counties of the state in the proportion that the total population of a county bears to the total population of the state and to be paid by each county to the cities and towns within the

county in the proportion that the population of each city or town bears to the total population of all cities and towns in the county.

Sixty per cent (60%) of the secondary road, city and town fund to be apportioned among the several counties of the state in the same ratio that the area of each county bears to the total area of the state and to be distributed to the various townships in the proportion that the total mileage of the township roads in the township bears to the total mileage of the township roads in the county.

Sec. 11. The refunds provided for in the preceding section shall be made on blank forms provided by the treasurer of state, and under such proofs under oath, as he may prescribe.

Sec. 12. Amend section four thousand nine hundred ninety-nine (4999) of the Code, 1924, by striking out of the last line of said section the words "primary road" and inserting in lieu thereof the word "highway".

Sec. 13. That section five thousand one (5001) of the Code, 1924, be and the same is hereby repealed.

Sec. 14. If any part of this act is held to be unconstitutional or invalid by the courts, such decision shall not affect the validity of the remaining portions of this act.

Sec. 15. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Register and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

PROOF OF PUBLICATION OF PROPOSED BILL S. F. NO. 272

I hereby certify that, as Secretary of the Senate, I have received the proof of publication of a proposed bill for an act to legalize the special election of the city of Webster City, Hamilton county, Iowa, held on March 22, 1920, and the \$75,000 gas bonds of said city dated August 2, 1920.

WALTER H. BEAM, *Secretary.*

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 68 by inserting after the word "except" appearing in line four (4) of section one (1) the following:

"express companies, telegraph companies, telephone companies and".

J. D. BUSER.

MR. PRESIDENT: I move to amend Senate File No. 68 by striking the (.) after the word "Iowa" in line nine (9) of section one (1) and in lieu thereof insert the following:

"which shall not include earnings derived from interstate and foreign commerce".

J. D. BUSER.

Amend Senate File 190 by striking from line four (4) of section six (6) the figure "11" and by inserting in lieu thereof the figures "10-a1".

JOHN M. RAMSEY.

The journal of March 16th was corrected and approved.

Senator Stoddard moved that the Senate adjourn until 9:30 a. m. Wednesday.

Senator Campbell moved to amend by making the hour 8:30 a. m. a. m.

The amendment was lost.

The motion prevailed and the Senate adjourned until 9:30 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 18, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. C. W. Heady, pastor of the First Baptist church of Bloomfield, Iowa.

On motion of Senator Brookhart, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

Petitions urging support of the measure making the reading of the Bible in public schools compulsory were presented, as follows, and referred to the committee on schools:

By Senator Schmedika, fifteen petitions from various parts of his district.

By Senator Ellis, nineteen petitions from various parts of his district.

By Senator Fackler, from voters of Taylor county.

By Senator Gilchrist, from citizens of Laurens.

By Senator Skromme, from citizens of Story county.

Petitions favoring the program of the Iowa Good Roads Association were presented by Senator Stoddard, from the Mississippi Motor Club, and Senator Shaff, from citizens of Ft. Dodge, and referred to the committee on highways.

INTRODUCTION OF BILLS

Senate File No. 273, by Senator Romkey, a bill for an act to require the filing of reports of intoxicating liquors received by persons, firms, companies, and corporations authorized to purchase or otherwise receive the same.

Read first and second times and referred to committee on suppression of intemperance.

Senate File No. 274, by Senator Goodwin, a bill for an act to amend the law as it appears in section fifty-six hundred ninety-four (5694) of the Code, 1924, relating to exception from civil service in cities under commission form of government.

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

Senate File No. 275, by Senator Clark, a bill for an act authorizing the transfer of certain funds in Cedar township, Monroe county, Iowa.

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

Senate File No. 276, by Senator Fackler, a bill for an act to repeal the law as it appears in sections three thousand eight hundred eight (3808) and three thousand eight hundred nine (3809) of the Code, 1924, relating to reports of criminal statistics by clerks of the district court to the Board of Parole.

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

MOTION TO RECONSIDER WITHDRAWN

By unanimous consent Senator Brookhart withdrew his motion to reconsider the vote by which Senate File No. 172 passed the Senate.

S. F. 182 WITHDRAWN

By unanimous consent Senator Goodwin withdrew Senate File No. 182 from further consideration.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House File No. 46.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEES

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 208, a bill for an act to legalize the transfer of a portion of the county bridge fund of Palo Alto county, Iowa, to the county road building fund, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred House File No. 78, a bill for an act empowering county boards of supervisors in certain cases to cancel special assessments made for graveling roads and to refund money collected on account of such assessments, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred House File No. 212, a bill for an act to amend section forty-six hundred sixty-two (4662), Code, 1924, relating to disagreements between boards of supervisors as to county line highway matters, begs leave to report it has had the same under consideration and recommends the same do pass.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 185, a bill for an act to amend section forty-six hundred ninety-nine (4699), Code, 1924, relating to plans and specifications for highway improvements, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 213, a bill for an act to amend section forty-seven hundred forty-one (4741) of the Code, 1924, relating to federal aid engineering fund, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. O. SHAFF, *Chairman*.

Ordered passed on file.

Senator Bowman submitted the following report:

MR. PRESIDENT: Your committee on elections to which was referred House File No. 120, a bill for an act to amend section seven hundred ninety-one (791) of the Code, 1924, relating to time of closing the polls, begs leave to report it has had the same under consideration and recommends the same do pass.

M. L. BOWMAN, *Chairman*.

Ordered passed on file.

Senator Goodwin submitted the following report:

MR. PRESIDENT: Your committee on educational institutions to which was referred House File No. 112, a bill for an act making an appropriation to assist in providing the necessary expenses of blind students who are residents of the state in attendance at institutions of higher learning, begs leave to report it has had the same under consideration and recommends the same be referred to the committee on appropriations with the recommendation that the bill do pass.

WILLIAM J. GOODWIN, *Chairman*.

The report was adopted and the bill referred to committee on appropriations.

Senator Cessna submitted the following report:

MR. PRESIDENT: Your committee on departmental affairs to which was referred Senate File No. 147, a bill for an act to amend section two hundred thirty-five (235), Code, 1924, relating to the distribution of certain public documents, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section 1, line 4, by inserting the word "and" before the word "of" (being the first "of" in said line 4); also by inserting after section 1 the following:

"Sec. 1-a1. Section two hundred thirty-five (235), Code 1924, is further amended by striking out paragraph twelve (12) and by inserting in lieu thereof the following:

12. To each member of the general assembly, one (1) copy."

T. C. CESSNA, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on departmental affairs to which was referred Senate File No. 265, a bill for an act to amend section five thousand one hundred ninety-one (5191) of the Code, 1924, relating to fees charged by sheriffs, begs leave to report it has had the same under consideration and recommends the same do pass.

T. C. CESSNA, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on departmental affairs to which was referred Senate File No. 232, a bill for an act to repeal section 42, Code, 1924, relating to the authority of the joint committee on retrenchment and reform, begs leave to report it has had the same under consideration and recommends the same do pass.

T. C. CESSNA, *Chairman*.

Ordered passed on file.

Senator Stoddard submitted the following report :

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 130, a bill for an act to give to the state board of control certain duties for the protection of defective, delinquent, dependent and neglected children, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 269, a bill for an act to amend, revise and codify sections 1574 and 1575 of the Code, 1924, relating to the preparation, delivery and sale of cigarette stamps, the redemption of unused stamps, the disposition of spoiled stamps and the refund due and an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 142, a bill for an act to make appropriation to pay the claim of Iowa City for repairing and paving certain streets adjacent to the property of the State University, Iowa City, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Senator Hartman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred Senate File No. 194, a bill for an act to amend, revise, and codify section fifty-three hundred sixty-seven (5367), Code, 1924, relating to the power of the board of supervisors to contract for hospital wards in public or private hospitals and to authorize a levy therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. S. HARTMAN, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred Senate File No. 220, a bill for an act to amend Section thirty-one hundred and fifteen (3115) of the Code of 1924, relating to labeling stock tonic, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. S. HARTMAN, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred Senate File No. 259, a bill for an act relating to the Department of Health, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

In section one, line three (3) substitute a capital letter "U" in the word "upon".

In section one (1), line five (5) substitute a capital letter "A" in the word "after".

In section two, line three (3) substitute a capital letter "N" in the word "no".

GEO. S. HARTMAN, *Chairman.*

Ordered passed on file.

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 83, a bill for on act legalizing the franchise of the Armstrong Cement Works in the town of Armstrong, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 101, a bill for an act to amend section thirty-six hundred twelve (3612) of the Code, 1924, increasing the number of deputy probation officers in counties having a population in excess of one hundred twenty-five thousand (125,000), begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 242, a bill for an act to authorize the construction, reconstruction, and repair of sidewalks outside the limits of cities but within the limits of certain school districts, and to provide for the assessment of the cost of such improvement on abutting property, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 209, a bill for an act to amend, revise, and codify section seventy-two hundred fourteen (7214), Code, 1924, relating to interest on unpaid installments of taxes, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 203, a bill for an act to provide for a threshers lien, begs leave to report it has had the same under consideration and returns the bill without recommendation.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 229, a bill for an act to amend chapter four hundred seventy-eight (478), Code, 1924, by repealing sections ten thousand eight hundred twenty (10820) to ten thousand eight hundred twenty-four (10824), inclusive, of said code and by substituting in lieu thereof provisions for selecting trial judges by stipulation, begs leave to report

it has had the same under consideration and returns the bill without recommendation.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that, on March 16, 1925, he had approved the following bills:

Senate File No. 102, relating to life insurance.

Senate File No. 115, relating to military service exemptions.

BILL SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House File No. 46.

PROOF OF PUBLICATION OF H. F. NO. 296

I hereby certify that, as Secretary of the Senate, I have received the proof of publication of H. F. No. 296, a proposed bill for an act to legalize the proceedings of the town council of the town of Alvard, Iowa.

WALTER H. BEAM, *Secretary*.

THIRD READING OF BILLS

On motion of Senator Buser, Senate File No. 68, a bill for an act to amend chapter three hundred thirty-seven (337) of the Code, 1924, by providing an occupation tax for common carriers, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking the word and figure "two (2)" wherever they appear in the bill, and inserting in lieu thereof "one-half ($\frac{1}{2}$) of one (1)".

Senator Buser moved that the following amendment be adopted:

Amend by inserting after the word "except" in line five (5) of section one (1) the following:

"express companies, telegraph companies, telephone companies and".

The amendment was adopted.

Senator Buser moved that the following amendment be adopted:

Amend by striking the (.) after the word "Iowa" in line nine (9) of section one (1) and in lieu thereof insert the following:

"which shall not include earnings derived from interstate and foreign commerce."

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by inserting after the words "express companies" in line 5 of section 1 the words "motor bus lines and taxi cabs".

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by adding the following as an additional section:

"The provisions of this law shall not apply to railroad corporations owning and operating less than fifty miles of track."

The amendment was adopted.

President Pro Tem Campbell took the chair at 10:05 a. m.

Senator Goodwin moved that Senator Wm. Morrow, senior senator from Australia, and Dr. Chas. S. Medbury be invited to address the Senate.

The motion prevailed and Senator Goodwin was appointed to escort them to the desk.

Dr. Medbury presented Senator Morrow, who addressed the Senate briefly.

The Senate resumed consideration of Senate File No. 68.

Senator Goodwin was called to the chair at 11:05 a. m.

President Pro Tem Campbell resumed the chair at 11:20 a. m.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

Senator Buser invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 7.

Brookhart
Browne

Buser
Nelson

Schmedika
Shinn

Skromme

Nays, 41.

Baird
Benson
Bergman
Breakenridge
Brookins
Campbell
Cavanaugh
Cessna
Clark
Clearman
Darting

Dean
Dotts
Ellis
Fackler
Fulton
Gilchrist
Goodwin
Gunderson
Hartman
Haskell

Horchem
Johnston
Kern
Kimberly
Langfitt
McLeland
Mills
Perkins
Ramsey
Reed

Rees
Rigby
Roberts
Romkey
Shaff
Shane
Slemmons
Snook
Stoddard
White

Absent or not voting, 2.

Bowman

Stanley

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Gilchrist moved that ex-Senator Shirley Gilliland be invited to address the Senate.

The motion prevailed and Senator Gilliland addressed the Senate briefly from seat No. 42.

WADSWORTH MEMORIAL RESOLUTION

This Resolution is presented to the Senate through Senators Cessna and Kimberly on behalf of the pages now serving who served with the late lamented Master Arthur Wadsworth in the past sessions of the Senate.

Whereas, Master Arthur Wadsworth, page in the Senate of the Fortieth General Assembly and page to Lieutenant Governor John Hammill, in the Fortieth Extra Session of the General Assembly of Iowa, departed this life at his home at Grinnell, Iowa, on November 5th, 1924.

Therefore Be It Resolved by the Senate of the Forty-first General Assembly of Iowa that the President of the Senate appoint a committee of three Senators to draft fitting and suitable resolutions to commemorate the life, character and service to the State of Iowa of the late lamented Master Arthur Wadsworth, and to report the same to the Senate prior to the date of the Memorial Services of this session.

T. C. CESSNA.

D. W. KIMBERLY.

MEREDITH WILLIAMS.
EVERETT LAW.

Pages.

By unanimous consent the resolution was taken up and considered.

The resolution was adopted and President Pro Tem Campbell appointed as such committee Senators Cessna, Kimberly and Goodwin.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption :

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled :

Senate Files Nos. 83 and 104.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

INTRODUCTION OF BILLS

Senate File No. 277, by committee on appropriations, a bill for an act to create a commission to locate the unmarked graves of soldiers and sailors who served in the war of the American Revolution, and who are buried in this state ; to define the powers of said commission ; to authorize the erection of a monument or marker over such graves ; and to make an appropriation therefor.

Read first and second times and placed on the calendar.

Senate File No. 278, by Senator Baird, a bill for an act making it unlawful to place or deposit in, or to take, project or cause to be taken or projected into any public place, anything that emits any noxious, annoying, offensive or dangerous substance.

Read first and second times and referred to committee on public health.

Senate File No. 279, by Senator Haskell, a bill for an act authorizing the use of convict labor on state highways, state roads, state parks and other public improvements where unskilled labor is required by the state ; providing for the compensation of such convict labor ; regulating the handling of such convict labor ; providing for payment of compensation to the dependents of such convicts ; pro-

viding for a forfeiture of such compensation; providing for creation of prisoners' recreation and educational fund; providing for manner of payment of compensation of said convicts upon release, or parole, or discharge from prison; providing eligibility to parole; authorizing allowance of extra good time credits for such labor; providing penalties for interferences with such convict labor; providing housing facilities in camps, or utilizing county jails, and repealing all acts or parts of acts in conflict herewith.

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

Senate File No. 280, by Senator Clark, a bill for an act authorizing the transfer of certain funds in the town of Melrose, Monroe county, Iowa.

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

CALL OF THE SENATE FILED

MR. PRESIDENT: We the undersigned make a call of the Senate beginning at ten o'clock, Thursday morning, March 19th:

M. L. BOWMAN.	J. A. NELSON.
W. J. GOODWIN.	A. T. BROOKINS.
F. C. STANLEY.	S. E. FACKLER.
W. G. HASKELL.	FRANK SHANE.
J. N. LANGFITT.	C. J. FULTON.
H. A. DARTING.	W. S. BAIRD.
A. J. SHINN.	C. L. RIGBY.
O. E. GUNDERSON.	

The Journal of March 17th was corrected and approved.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Pro Tem Campbell presiding.

REPORTS OF COMMITTEES

Senator Brookins submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred Senate File No. 216, a bill for an act to amend sections four thousand nine hundred eight (4908) and four thousand nine hundred nine

(4909) and to repeal sections four thousand nine hundred ten (4910), four thousand nine hundred thirteen (4913), four thousand nine hundred fourteen (4914) and four thousand nine hundred seventy-three (4973) of the Code, 1924, and enact a substitute therefor, relating to motor vehicles, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

That section three (3) be amended by inserting after the word "thereof:" and before the word "The" the following: "The annual fee on electric automobiles shall be twenty-five (25) dollars."

That section three (3) be further amended by inserting after the word "fee" and before the word "shall" in line five (5), the following: ", except as herein provided,".

A. T. BROOKINS, *Chairman*.

Ordered passed on file.

Senator Rees submitted the following report:

MR. PRESIDENT: Your committee on fish and game to which was referred Senate File No. 179, a bill for an act to amend section seventeen hundred sixty-seven (1767) of the Code, 1924, relating to closed seasons for game birds and animals, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from section one (1) line five (5) the words "or prairie chicken".

S. C. REES, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on fish and game to which was referred House File No. 261, a bill for an act to amend section seventeen hundred sixty-six (1766) of the Code, 1924, relating to the protection of muskrat, begs leave to report it has had the same under consideration and recommends the same do pass.

S. C. REES, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on fish and game to which was referred House File No. 183, a bill for an act to amend the law as it appears in section seventeen hundred nine (1709) of the Code, relating to fish hatcheries, game farms, and distribution of fish and game, and providing for the establishment of state game refuges, begs leave to report it has had the same under consideration and recommends the same do pass.

S. C. REES, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on fish and game to which was referred House File No. 165, a bill for an act to amend section seventeen hundred nineteen (1719) of the Code, 1924, relating to license to fish, begs leave to report it has had the same under consideration and recommends the same do pass.

S. C. REES, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on fish and game to which was referred House File No. 161, a bill for an act making it unlawful to fish and take fish within three hundred feet of a dam, begs leave to report it has had the same under consideration and recommends the same do pass.

S. C. REES, *Chairman*.

Ordered passed on file.

Senator Hartman submitted the following report :

MR. PRESIDENT: Your committee on public health to which was referred Senate File No. 205, a bill for an act to amend the law as it appears in title eight (VIII) of the Code, 1924, relating to the regulation of the occupation of barbering by creating a board of examiners for the licensing of persons to carry on such practices, and fixing the fees to be charged therefor; for regulating the sanitation of barber shops, schools and colleges, for preventing the spreading of contagious and infectious diseases, for promoting the health and safety of the general public, and providing penalties for the violation thereof, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. S. HARTMAN, *Chairman*.

Ordered passed on file.

Senator Dean submitted the following report :

MR. PRESIDENT: Your committee on conservation to which was referred Senate File No. 267, a bill for an act to amend the law as it appears in section 7841 and 7845 of the Code, 1924, relating to appeals from awards in condemnation proceedings instituted by the state, begs leave to report it has had the same under consideration and recommends the same do pass.

H. E. DEAN, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS

Senate File No. 281, by committee on conservation, a bill for an act to amend the law as it appears in chapter I of title I of the Code,

1924, so as to permit the government of the United States to acquire certain lands and waters in Iowa.

Read first and second times and placed on the calendar.

Senate File No. 282, by committee on conservation, a bill for an act to protect wild plant life of the state, and to encourage conservation in the public schools of the state, and to provide penalties for the violation thereof.

Read first and second times and placed on the calendar.

Senate File No. 283, by Senator Fulton, a bill for an act to amend sections eighty-five hundred twenty-five (8525) and eighty-five hundred twenty-six (8526) of the Code, 1924, so as to bring the sale of certain contracts within the provisions of the blue sky law of the state of Iowa.

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

Senate File No. 284, by Senator Gilchrist, a bill for an act to amend section four thousand two hundred eighty-four (4284) of the Code of 1924, relating to the membership of high school pupils in secret societies and fraternities.

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

THIRD READING OF BILLS

On motion of Senator Cessna, Senate File No. 180, a bill for an act to repeal sections sixteen hundred seventy-nine (1679), sixteen hundred eighty (1680), sixteen hundred eighty-one (1681), sixteen hundred eighty-two (1682), sixteen hundred eighty-three (1683), sixteen hundred eighty-four (1684) of the Code of 1924, relating to regulations concerning the safety, installation, equipment, and maintenance of passenger and freight elevators, and to enact a substitute therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendments and moved their adoption:

Amend by inserting in section 1, line 4, before the word "of" the fol-

lowing: "and section sixty-seven hundred fifty-three (6753),". Also amend the title by inserting in line 5 after the parenthesis (1684) a comma (,) and the following: "and sixty-seven hundred fifty-three (6753),".

The amendment was adopted.

Senator Cavanaugh offered the following amendment and moved its adoption:

Amend by inserting after the word "by" in line 8 of section 2 the word "both".

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking from line 4 of section 2 the word "misdemeanor" and all following that word in said section.

Senator Gilchrist withdrew the amendment.

Senator Romkey moved that further action be deferred until tomorrow.

The motion was lost.

Senator Johnston offered the following amendments:

Amend section 1 by striking from lines 3 and 4 the words and figures "sixteen hundred eighty-three (1683),".

Also amend by adding the following section:

"Sec. 3. Section sixteen hundred eighty-three (1683) of the Code, 1924, is amended by changing the semi-colon following the word "thereof" in line six (6) to a period and striking out the remainder of the section."

The amendment was adopted.

The bill was read for information.

Senator Cessna moved the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Campbell	Dotts	Hartman
Benson	Cessna	Ellis	Haskell
Bergman	Clark	Fackler	Johnston
Bowman	Clearman	Fulton	Kern
Breakenridge	Darting	Goodwin	Kimberly

Langfitt	Reed		Slemmons
McLeland	Rees	Schmedika	Snook
Mills	Rigby	Shaff	Stanley
Perkins	Roberts	Shane	Stoddard
Ramsey	Romkey	Shinn	

Nays, 10.

Brookhart	Cavanaugh	Gunderson	Skromme
Brookins	Dean	Horchem	White
Buser	Gilchrist		

Absent or not voting, 2.

Browne Nelson

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

Senator Cessna offered the following amendment to the title:

Amend the title by striking from lines 3 and 4 the words and figures "sixteen hundred eighty-three (1683),"; also by inserting after the figures "(6753)" in line 5 the following: ", and to amend section sixteen hundred eighty-three (1683),".

The amendment was adopted and the title, as amended, was agreed to.

Senator Cessna moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

BILLS SIGNED BY PRESIDENT PRO TEM

President Pro Tem Campbell announced that, as President Pro Tem of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 81, 83 and 104.

THIRD READING OF BILLS

On motion of Senator Shaff, House File No. 190, a bill for an act to amend section four thousand seven hundred seven (4707) of the Code, 1924, relating to improvement of the primary and secondary road systems, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Cavanaugh was called to the chair at 2:40 p. m.

Senator Reed offered the following amendment and moved its adoption:

Amend by striking the words "the largest" from line 7 and inserting in lieu thereof the words "a general".

The amendment was adopted.

Senator Shinn raised the point of order that an amendment to a House bill took a roll call.

Senator Cavanaugh (presiding) held the point not well taken.

President Kimball took the chair at 2:58 p. m.

The bill was read for information.

Senator Fackler moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Dean	Johnston	Romkey
Benson	Dotts	Kern	Schmedika
Bowman	Ellis	Kimberly	Shaff
Breakenridge	Fackler	Langfitt	Shane
Brookhart	Fulton	McLeland	Skromme
Brookins	Gilchrist	Mills	Slemmons
Campbell	Goodwin	Nelson	Snook
Cavanaugh	Gunderson	Perkins	Stanley
Cessna	Hartman	Ramsey	Stoddard
Clark	Haskell	Reed	White
Clearman	Horchem	Rigby	

Nays, 1.

Darting

Absent or not voting, 6.

Bergman	Buser	Roberts	Shinn
Browne	Rees		

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

Senator Fackler moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. 264 AND 136 WITHDRAWN

By unanimous consent Senator Ellis withdrew Senate File No. 264 from further consideration.

By unanimous consent Senator Fulton withdrew Senate File No. 136 from further consideration.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House File No. 69 as follows: Strike out lines three (3), four (4) and five (5) and substitute the following:

By inserting after the word "drugs" in line four (4) of sub-section one (1), the following: a comma (,) and the words "peyote or mescale button except when used in religious rites or tribal ceremonies."

E. E. CAVANAUGH.

MR. PRESIDENT: I move to amend Senate File No. 42 as follows:

By adding at the end of section 1 the following: "And the Executive Council, upon satisfactory showing by any intrastate railroad that it has not earned a net income for the year for which taxes are being collected, may exempt such railroad from taxes in whole or in part for such year."

J. L. BROOKHART.

MR. PRESIDENT: I move to amend Senate File No. 147 by striking out all parts thereof following the enacting clause and by inserting in lieu thereof the following:

"Section 1. The superintendent of printing shall make free distribution of the book of annotations to the Code, and of the book of tables of corresponding sections of the Code, as follows:

1. To state law library for exchange purposes.....60 copies
2. To law library of state university for exchange purposes..40 copies
3. To state historical department..... 2 copies
4. To state historical society..... 1 copy
5. To the office of each judge of the supreme, district, superior, and municipal courts, and of the federal courts in Iowa 1 copy
6. To the office of each clerk of the federal courts in this state, and of the supreme, district, superior, and municipal courts of this state..... 1 copy
7. To the office of governor, secretary of state, auditor of state, treasurer of state, and commerce counsel, each..... 1 copy
8. To the office of attorney general..... 5 copies
9. To each member of the general assembly..... 1 copy
10. To the office of the reporter of the supreme court and code editor 5 copies
11. To the office of each county auditor, and county attorney.. 1 copy
12. To each court room of the district, superior, and municipal courts 1 copy

Sec. 2. This act is deemed of immediate importance and shall take effect from and after its publication in two (2) newspapers of this state as provided by law."

I further move to strike out the title to Senate File No. 147 and in lieu thereof to insert the following:

“ A BILL FOR

An act to provide for the distribution of the book of annotations and of the book of corresponding sections, to the Code.”

J. M. RAMSEY.

Senator Baird moved that the Senate adjourn until 9:30 a. m. Thursday.

Senator Slemmons moved to amend by making the hour 9 a. m.

The amendment was lost.

The motion prevailed and the Senate adjourned until 9:30 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 19, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. C. H. Van Metre, pastor of the Methodist Episcopal church of Garner, Iowa.

On motion of Senator Roberts, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the committees designated:

By Senator Stoddard, from Methodist Men's League of Sioux City, favoring compulsory reading of the Bible in public schools. Schools.

By Senator Stoddard, from the Third Presbyterian church of Sioux City, favoring the compulsory reading of the Bible in public schools. Schools.

By Senator Hartman, from taxpayers of Oelwein independent school district of Oelwein, relative to taxes in independent school districts. Ways and means.

INTRODUCTION OF BILLS

Senate File No. 285, by Senator Stanley, a bill for an act making an appropriation for the purpose of erecting a monument in the city park at Oskaloosa, Mahaska county, Iowa, in memory of Cyrus W. West, the first Iowa soldier killed in the Civil War.

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

Senate File No. 286, by Senator Nelson, a bill for an act to repeal the law as it appears in sections thirteen thousand six hundred forty-seven (13647), thirteen thousand six hundred forty-eight (13648), thirteen thousand eight hundred fifty-one (13851), thirteen thousand eight hundred fifty-two (13852), thirteen thousand

eight hundred fifty-three (13853), and thirteen thousand eight hundred fifty-four (13854) and to amend sections thirteen thousand seven hundred twenty-nine (13729) and thirteen thousand seven hundred thirty (13730) of the Code, 1924, relating to the attaching of the names of witnesses and the minutes of evidence on which indictments are found and information by the county attorney returned and to provide that additional witnesses may be used on the trial without notice.

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

Senate File No. 287, by Senator Goodwin, a bill for an act to amend section forty-one hundred fifty-three (4153) of the Code of 1924, and to repeal section forty-one hundred forty-eight (4148) of the Code of 1924 relating to the uniting and organization of independent school districts.

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

Senate File No. 288, by Senator Goodwin, a bill for an act to amend section five thousand six hundred ninety-six (5696) of the Code, 1924, relating to civil service.

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

Senate File No. 289, by committee on agriculture, a bill for an act to repeal section three thousand seventy-six (3076) of the Code, 1924, relating to dairy products and to enact a substitute therefor and providing remedy for violation.

Read first and second times and placed on the calendar.

REPORTS OF COMMITTEES

Senator Romkey submitted the following report:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred Senate File No. 273, a bill for an act to require the filing of reports of intoxicating liquors received by persons, firms, companies, and corporations authorized to purchase or otherwise receive the same, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out of lines five, six, seven and eight of section one (1) beginning with the word "under" and ending with the word "source" and substituting the following:

"intoxicating liquors from any source under any law of this state to at once file with the auditor of the county where such liquor is received".

Also amend line twenty-eight of section one (1) by inserting following the word "liquors" the words "in gallons".

E. W. ROMKEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred House File No. 198, a bill for an act to amend the law as it appears in section nineteen hundred thirty-six (1936) of the Code, 1924, relating to the labeling of legal shipments of intoxicating liquors, begs leave to report it has had the same under consideration and recommends the same do pass.

E. W. ROMKEY, *Chairman*.

Ordered passed on file.

Senator Buser submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File No. 59, a bill for an act to give licensed veterinarians a lien on stock for the reasonable value of materials and services employed in inoculating or vaccinating stock, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause and substituting in lieu thereof the following:

Section 1. Licensed veterinarians shall have a prior lien on stock for the reasonable value of materials and services employed in treating or administering to said stock.

Sec. 2. Said lien shall attach upon the filing by the veterinarian of an itemized statement of his account duly verified, with the Recorder of Deeds in the county where the said stock is owned and located.

Sec. 3. Said lien shall continue for a period of time not to exceed sixty (60) days from the date of said treating or administering to said stock.

Sec. 4. Said lien shall be released prior to said sixty (60) days upon the owner of the stock or any subsequent lien holder depositing with the said recorder of deeds the amount of said lien plus the filing fee.

J. D. BUSER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File No. 210, a bill for an act providing for registration of all dealers in agricultural lime; to provide for securing samples of agricultural lime and analysis thereof; to furnish analyses to dealers, and for the posting of such analysis, and providing penalty for the vio-

lation of the provisions hereof, begs leave to report it has had the same under consideration and recommends the same do pass.

J. D. BUSER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred House File No. 106, a bill for an act to amend sections twenty-nine hundred fifty-four (2954) and twenty-nine hundred sixty (2960) of the Code, 1924, relating to poultry associations, begs leave to report it has had the same under consideration and recommends the same do pass.

J. D. BUSER, *Chairman*.

Ordered passed on file.

Senator Shane submitted the following report:

MR. PRESIDENT: Your committee on banks to which was referred Senate File No. 188, a bill for an act to make section 9176, Code, 1924, applicable to state banks and loan and trust companies, relating to the amount of deposits which said banks and trust companies may receive, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK SHANE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks to which was referred Senate File No. 189, a bill for an act to amend, revise, and codify section 9220, and to amend section 9233, Code, 1924, relating to the use and loaning of the funds and deposits of state and savings banks, and to the publication of reports of bank examiners, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

FRANK SHANE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks to which was referred House File No. 56, a bill for an act to amend paragraph one (1) of section ninety-one hundred eighty-three (9183) of the Code, 1924, relating to the investment by savings banks of their funds or capital and money deposited therein and their gains and profits in federal land bonds, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause, and inserting the following in lieu thereof:

Section 1. Section ninety-one hundred eighty-three (9183), Code, 1924, is amended by adding to paragraph one (1) the following:

"or in farm loan bonds issued under the act of congress approved July seventeen (17), nineteen hundred sixteen (1916) as amended, where the corporation issuing such bonds is loaning in Iowa".

Sec. 2. Section eighty-seven hundred thirty-seven (8737), Code, 1924, is amended by adding to paragraph one (1) the following:

"or farm loan bonds issued under the act of congress approved July seventeen (17), nineteen hundred sixteen (1916) as amended, where the corporation issuing such bonds is loaning in Iowa".

Sec. 3. Section eighty-eight hundred twenty-nine (8829), Code, 1924, is amended by adding to paragraph one (1) the following:

"or farm loan bonds issued under the act of congress approved July seventeen (17), nineteen hundred sixteen (1916) as amended, where the corporation issuing such bonds is loaning in Iowa".

Further amend by striking out the title and by inserting the following in lieu thereof:

"A BILL FOR

An act to amend sections eighty-seven hundred thirty-seven (8737), eighty-eight hundred twenty-nine (8829), and ninety-one hundred eighty-three (9183), Code, 1924, relative to the investment of funds.

FRANK SHANE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks to which was referred Senate File No. 204, a bill for an act to amend the law as it appears in section 9223 of the Code, 1924, relating to the limiting of liabilities to state and savings banks, and providing for civil liability for a violation thereof, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting a period (.) after the word "loan" in line eight (8) and striking the remainder of the section, and amend the title by inserting a period (.) in line four (4) after the word "banks" and striking the remainder of the title."

Also amend by striking the word "immediately" in section 1, line six (6).

FRANK SHANE, *Chairman*.

Ordered passed on file.

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 239, a bill for an act authorizing certain counties to transfer county funds, begs leave to report it has had the same under consideration and recommends the same be referred to judiciary No. 1.

W. G. HASKELL, *Chairman*.

The report was adopted and the bill referred to committee on judiciary No. 1.

Also :

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 270, a bill for an act to amend section 5940 of the code relating to establishment, repair and improvement of streets and public grounds and providing a method for the payment therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 271, a bill for an act relating to county public hospitals and authorizing certain cities to sell and dispose of property used for hospital purposes, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 241, a bill for an act authorizing cities to aid in purchase of state parks, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 218, a bill for an act relating to city assessors, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking section one (1) and substituting the following:

"Section 1. Section five thousand six hundred sixty-nine (5669) is hereby amended by striking lines one (1), two (2) and three (3) of the second paragraph and inserting in lieu thereof the following:

"In cities of the first class having a population of more than twenty-five thousand (25,000) and less than forty-five thousand (45,000) the compensation of the assessor shall be eighteen hundred dollars (\$1800.00) per annum and in those of less population not more."

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 243, a bill for an act authorizing city council to divide cities of first class into two lighting districts, begs leave to

report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 158, a bill for an act to amend section 4817 of the Code, 1924, making the provisions of chapter two hundred forty-six (246), relative to weeks, enforceable by cities and towns under special charter, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 219, a bill for an act to amend section five thousand nine hundred seventy (5970) of the Code, 1924, relating to the use of streets in cities and towns, including cities under special charter and commission form of government, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking all after the enacting clause and substituting the following:

"Section 1. Section five thousand nine hundred seventy (5970) is hereby amended by striking the period (.) at the end of subsection three (3) and inserting a semicolon (;) and adding the following:

"but no stand may be established in front of any property and on the same side of the street without the consent in writing of the owner of such property or of the tenant if occupied by another than the owner."

Section 2. This act being of immediate importance shall be in force and effect from and after its publication in two newspapers of the state as provided by law."

Amend the title by inserting a period (.) after the word "towns", and striking all that follows.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Senator Baird submitted the following report:

MR. PRESIDENT: Your committee on railroads to which was referred Senate File No. 111, a bill for an act to protect firemen, engineers and employees of steam railroads, by providing for automatic doors to the fire boxes of locomotive engines, prescribing penalties for its violation, repealing all laws in conflict therewith, and providing a time when the same is to be in force, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. S. BAIRD, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on railroads to which was referred Snate File No. 10, a bill for an act to amend section 8056 of the Code, 1924, relating to transportation lines, begs leave to report it has had the same under consideration and recommends the same do pass.

W. S. BAIRD, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on railroads to which was referred House File No. 7, a bill for an act to amend the law as it appears in section eighty hundred fifty-six (8056) of the Code, 1924, relating to railroads, begs leave to report it has had the same under consideration and recommends the same do pass.

W. S. BAIRD, *Chairman*.

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House :

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

House File No. 150, a bill for an act to legalize the establishment of the independent school district of Baldwin, Jackson county, Iowa.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked :

House File No. 151, a bill for an act relating to the incorporation of the Van Nostrand Saddlery Company of Muscatine, Iowa.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked :

House File No. 223, a bill for an act to legalize an election held in the independent school district No. 5 of Fredericksburg township, Chickasaw county, Iowa.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked :

House File No. 231, a bill for an act to legalize the renewal of the corporate period of the State Bank of Blairsburg, Iowa.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked :

House File No. 262, a bill for an act authorizing the Governor of Iowa to appoint three commissioners to act in conjunction with a like commission from the state of Nebraska to report on the feasibility of a plan for the construction of an interstate bridge between the state of Iowa and the state of Nebraska across the Missouri River between the county of Woodbury in Iowa and the county of Dakota in Nebraska.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked :

House File No. 340, a bill for an act to authorize boards of supervisors to make agreement compromising and settling delinquent taxes.

Also, that the House concurs in Senate amendments to the following bill:

House File No. 9, a bill for an act relating to the election of boards of directors of independent school districts.

Also, that the House concurs in Senate amendments to the following bill:

House File No. 190, a bill for an act relating to improvement of the primary and secondary road systems.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 231, a bill for an act to legalize the renewal of the corporate period of the State Bank of Blairsburg, Iowa.

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

House File No. 150, a bill for an act to legalize the establishment of the independent school district of Baldwin, Jackson county, Iowa, and all the acts and proceedings of said school district, and all the acts and proceedings of the board of directors thereof.

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

House File No. 340, a bill for an act to amend section seventy-one hundred ninety-three (7193), of the Code 1924, to authorize boards of supervisors to make agreement compromising and settling delinquent taxes.

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

House File No. 223, a bill for an act legalizing an election held in the Independent School District No. 5 of Fredericksburg township, Chickasaw county, Iowa, and the acts and proceedings in connection therewith in voting bonds in the sum of twenty-four hundred dollars (\$2400.00) for the purpose of building and equipping a school house in said district.

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

House File No. 151, a bill for an act to legalize the incorporation, including the notice of incorporation and the publication thereof,

and the corporate acts and proceedings relating to the incorporation of the Van Nostrand Saddlery Company of Muscatine, Iowa.

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

House File No. 262, a bill for an act authorizing the Governor of Iowa to appoint three commissioners to act in conjunction with a like commission from the state of Nebraska to report on the feasibility of a plan for the construction of an interstate bridge between the state of Iowa and the state of Nebraska across the Missouri River between the county of Woodbury in Iowa and the county of Dakota in Nebraska.

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

There being a call of the Senate to go into effect at 10:00 a. m. today, the roll was called, which revealed the presence of all members except Senators Cessna and Romkey.

Senators Romkey and Cessna appeared in the Senate chamber and the call was declared to be complete.

THIRD READING OF BILLS

On motion of Senator Bowman, Senate File No. 17, a bill for an act providing for a depositors' guarantee fund for the protection of bank depositors, authorizing the assessment of banks for the creation and maintenance of the fund, making certain provisions for the liquidation of insolvent banks, exempting banks from giving security to protect public funds, providing penalties for certain violations and authorizing the enforcement of the law by the superintendent of banking, the report of the committee recommending indefinite postponement having been rejected, was taken up and considered.

Senator Bowman moved that the amendment filed by him (page 369, Senate Journal) be adopted.

Senator Roberts was called to the chair at 11:35 a. m.

President Kimball resumed the chair at 11:45 a. m.

Further action was deferred.

H. F. 7 MADE SPECIAL ORDER

Senator Romkey moved that House File No. 7 be made a special order for 10:00 a. m. next Monday, which motion prevailed.

INTRODUCTION OF BILLS

Senate File No. 290, by Senator Buser, a bill for an act to legalize the filing with the secretary of agriculture in 1923 of the report of the Louisa County Fair Association, and to authorize the certification and payment of state aid to said association for said year.

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

Senate File No. 291, by Senator Dean, a bill for an act to amend section forty-seven hundred twenty-four (4724) of the Code, 1924, in relation to primary roads.

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

Senate File No. 292, by Senator Goodwin, a bill for an act to authorize certain cities or towns to contract for the joint use of sanitary sewer systems in such cities or towns for outlet purposes; to construct the necessary connecting line or lines of sanitary sewers in furtherance of such contract and to levy special assessments on benefited property for the cost thereof and providing for the payment of annual charge therefor.

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

Senate File No. 293, by Senator Goodwin, a bill for an act to amend section thirty-five hundred forty-one (3541) of the Code, 1924, relating to compensation and expenses of insanity commissioners.

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

Senator Cessna moved that the Senate adjourn until 1:30 p. m.

Senator Baird moved to amend the motion by making the hour 1:15 p. m.

The amendment was adopted.

The motion prevailed, and the Senate adjourned until 1:15 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

The roll call revealed the presence of all members except Senators Cessna, Goodwin, Stanley and Ellis.

On motion of Senator Shane, Senator Romkey was excused temporarily from the call of the Senate.

Senator Cessna appeared in the Senate chamber.

Senators Goodwin and Stanley appeared in the Senate chamber.

Senator Ellis appeared in the Senate chamber and the call was declared to be complete.

INTRODUCTION OF BILLS

Senate File No. 294, by Senator Browne, a bill for an act to legalize certain appropriations made by the town council of Bellevue, Iowa.

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

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 17.

By unanimous consent on request of Senator Brookhart, the word "article" was stricken from line 7 of section 9 and the word "act" inserted in lieu thereof.

The amendment by Senator Bowman, appearing on page 369 of the Senate Journal, was adopted.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by adding the following section:

"Sec. 57. This act shall take effect and become the law of this state on the first day of July, 1926."

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 22.

Breakenridge	Clearman	Langfitt	Schmedika
Brookhart	Dean	McLeland	Shinn
Brookins	Dotts	Mills	Skromme
Browne	Ellis	Nelson	Snook
Buser	Fackler	Rees	White
Campbell	Gilchrist		

Nays, 26.

Baird	Fulton	Kern	Roberts
Benson	Goodwin	Kimberly	Shaff
Bergman	Gunderson	Perkins	Shane
Cavanaugh	Hartman	Ramsey	Slemmons
Cessna	Haskell	Reed	Stanley
Clark	Horchem	Rigby	Stoddard
Darting	Johnston		

Absent or not voting, 2.

Bowman Romkey

The amendment was lost.

Senator Shinn offered the following amendment and moved its adoption:

Amend by adding the following section:

"Sec. 57. This act shall go into effect and become the law of this state on January first, 1926."

Senator Romkey appeared in the Senate chamber.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 20.

Breakenridge	Campbell	Langfitt	Romkey
Brookhart	Clearman	McLeland	Schmedika
Brookins	Dotts	Mills	Shinn
Browne	Fackler	Nelson	Skromme
Buser	Gilchrist	Rees	Snook

Nays, 30.

Baird	Dean	Johnston	Roberts
Benson	Ellis	Kern	Shaff
Bergman	Fulton	Kimberly	Shane
Bowman	Goodwin	Perkins	Slemmons
Cavanaugh	Gunderson	Ramsey	Stanley
Cessna	Hartman	Reed	Stoddard
Clark	Haskell	Rigby	White
Darting	Horchem		

Absent or not voting, none.

The amendment was lost.

Senator Shane moved the previous question, which motion prevailed.

On motion of Senator Shinn, Senator Bowman's time in closing was extended ten minutes.

By unanimous consent on request of Senator Brookhart, the word "article" was stricken from the bill wherever it appeared and the word "act" inserted in lieu thereof.

The bill was read for information.

Senator Bowman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 15.

Bowman	Clearman	Mills	Shinn
Brookhart	Dotts	Nelson	Skromme
Brookins	Ellis	Rees	Snook
Campbell	Fackler	Schedika	

Nays, 35.

Baird	Darting	Johnston	Roberts
Benson	Dean	Kern	Romkey
Bergman	Fulton	Kimberly	Shaff
Breakenridge	Cilchrist	Langfitt	Shane
Browne	Goodwin	McLeland	Slemmons
Buser	Gunderson	Perkins	Stanley
Cavanaugh	Hartman	Ramsey	Stoddard
Cessna	Haskell	Reed	White
Clark	Horchem	Rigby	

Absent or not voting, none.

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

AMENDMENT FILED

Amend publication clause of Senate File No. 190, by substituting the following:

This act being deemed of immediate importance shall take effect from and after its publication in the Plain Talk, a newspaper published at Des Moines, and the Clarkesville Star, a newspaper published at Clarkesville, Iowa.

JOHN M. RAMSEY.

The Journal of March 18th was corrected and approved.

Senator Buser moved that the Senate adjourn until 9:00 a. m. Friday.

Senator Brookhart moved to amend by making the hour 9:30 a. m.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 9:30 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 20, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. P. W. Pfaltzgraff, pastor of the Evangelical church, Waverly, Iowa.

On motion of Senator White, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

Petitions were presented as follows and referred to the committees designated:

By Senator Haskell, from barbers of Cedar Rapids, favoring Senate File No. 205, relative to barbers. Public health.

By Senator Goodwin, from the First Methodist Episcopal church of Des Moines, favoring the child labor amendment, and the recommendations of the Child Welfare Commission. Child welfare.

By Senator Clearman, from the citizens of Ladora, protesting the legalizing of the use of peyote, and favoring recommendations of the Child Welfare Commission. Public health, and child welfare.

By Senator Roberts, from voters of Union county, favoring reading of the Bible in public schools. Schools.

By Senator Stoddard, from the Third Presbyterian church, and Methodist Men's League of Sioux City, favoring the reading of the Bible in public schools. Schools.

By Lieutenant Governor Kimball, from Younkerman Seed Company of Council Bluffs, protesting Senate File No. 37. Agriculture.

By Senator Campbell, from Farmers Cooperative Company of Hinton, favoring a state income tax law. Ways and means.

By Senator Hartman, from taxpayers of Oelwein, relating to taxes in independent school districts. Ways and means.

By Senator Rigby, from the Tipton Lions Club, favoring submission of \$85,000,000 bond issue, and a gasoline tax. Highways.

By Senator Fackler, from citizens of district, protesting any bond issue and gasoline tax, and favoring a state income tax. Highways, and ways and means.

By Senator Rigby, from Jones County Farm Bureau, protesting a bond issue, and favoring a gasoline tax. Highways.

By Senator Campbell, from L. Mighell of Washta, protesting any additional funds for good roads. Highways.

By Senators Rigby and Breakenridge, from citizens of districts, favoring the program of the Iowa Good Roads Association. Highways.

INTRODUCTION OF BILLS

Senate File No. 295, by committee on claims, a bill for an act to provide an appropriation of twelve hundred dollars to indemnify Joseph J. Roeder of Cedar Falls, Iowa, for damages sustained by him as the result of an injury while a student in the manual arts department of the Iowa State Teachers' College situated at Cedar Falls, Iowa.

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

Senate File No. 296, by committee on claims, a bill for an act to provide an appropriation of three hundred fifty dollars to indemnify the Midwest State Bank of Sioux City, Iowa, because of the payment by said bank of a certain bonus warrant for an Iowa state bonus.

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

Senate File No. 297, by committee on claims, a bill for an act to appropriate the sum of thirty-six dollars and fifty-five cents to indemnify Lynn Clemens, and the sum of fifteen dollars to indemnify

Fred McMullen, and the sum of four dollars to indemnify Robert McClaren, for clothing lost in a fire that occurred in the board of health offices at 10:30 a. m., on February 5, 1925.

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

Senate File No. 298, by committee on claims, a bill for an act to appropriate the sum of eight hundred fifteen dollars and forty-eight cents to reimburse Joseph Kelso, Jr., of Bellevue, Iowa, for expenses incurred by him while a member of the Iowa state board of conservation.

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

Senate File No. 299, by committee on claims, a bill for an act to provide an appropriation of one thousand dollars to indemnify Wilfird Hirt for damages alleged to have resulted to the claimant's automobile because of a collision between the claimant's automobile and a horse that was the property of the federal government and assigned to the Iowa National Guard.

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

Senate File No. 300, by committee on motor vehicles, a bill for an act to amend section five thousand seventy-three (5073) of the Code, 1924, relating to motor vehicles.

Read first and second times and placed on the calendar.

Senate File No. 301, by committee on motor vehicles, a bill for an act to amend sections four thousand nine hundred ninety-two (4992) and four thousand nine hundred ninety-seven (4997) of the Code, 1924, relating to motor vehicles.

Read first and second times and placed on the calendar.

Senate File No. 302, by committee on motor vehicles, a bill for an act to repeal sections four thousand nine hundred eighty-eight (4988), four thousand nine hundred eighty-nine (4989), four thousand nine hundred ninety (4990), and four thousand nine hundred

ninety-one (4991) of the Code, 1924, relating to motor vehicles and to enact a substitute therefor.

Read first and second times and placed on the calendar.

Senate File No. 303, by committee on motor vehicles, a bill for an act to repeal section five thousand twenty-two (5022) of the Code, 1924, and to enact a substitute therefor, relating to the use of the highway by vehicles.

Read first and second times and placed on the calendar.

Senate File No. 304, by Senator Johnston, a bill for an act to legalize acknowledgments of all deeds, mortgages or other instruments in writing, and acts of clerks of district courts in probate proceedings.

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

Senate File No. 305, by Senator Stoddard, a bill for an act to repeal section seven hundred thirty-eight (738), Code, 1924, relating to the compensation of members of election boards.

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

Senate File No. 306, by Senator Stoddard, a bill for an act to repeal section six hundred eighty-four (684), Code, 1924, and to enact a substitute therefor, relating to the term of office and compensation of registers of voters.

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

Senate File No. 307, by committee on ways and means, a bill for an act to amend sections five thousand three (5003) and five thousand thirteen (5013) of the Code, 1924, relating to the handling of the motor vehicle license fees.

Read first and second times and placed on the calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and find correctly enrolled:

House Files Nos. 9 and 190.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 19th day of March, 1925, sent to the governor for his approval, Senate Files Nos. 81, 83, and 104.

F. C. STANLEY, *Chairman.*

The report was adopted.

REPORTS OF COMMITTEES

Senator Breakenridge submitted the following report:

MR. PRESIDENT: Your committee on drainage to which was referred Senate File No. 150, a bill for an act to amend chapter three hundred fifty-three (353) of the Code, 1924, relating to drainage districts, begs leave to report it has had the same under consideration and recommends the same do pass.

W. J. BREAKENRIDGE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on drainage to which was referred Senate File No. 193, a bill for an act to amend section seven thousand six hundred (7600), Code, 1924, relative to inter-county levee or drainage districts, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section one (1) of the bill by striking the comma at the end of line fifteen (15) and by striking all of line sixteen (16) and inserting in lieu thereof the following:

"by appointing commissioners as provided in this section and by re-

quiring a bond as provided in the last preceding section and by proceeding as provided by chapter”.

Also by adding to section one (1) the following:

“Neither any land nor any previously organized drainage district shall be included within, or assessed for, the proposed new inter-county district unless such land or unless such previously organized district shall receive special benefits from the improvements in the proposed new inter-county district. Any landowner affected by the establishment of the new inter-county district may appeal to the district court of the county where his land lies from the action of the joint boards in establishing the new district or in including his land within it. The procedure for taking such appeal and for hearing and determining it shall be that provided for similar appeals in chapter three hundred fifty-three (353), Code 1924. Trustees or boards of supervisors having charge of any previously organized district which is proposed to be included (either in whole or in part) within the new inter-county district may, in the same manner and under the same procedure appeal to the district court from the action of the joint boards in establishing the new district or in including therein the previously organized district or any part thereof.”

W. J. BREAKENRIDGE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on drainage to which was referred House File No. 199, a bill for an act to amend section seventy-four hundred thirty-three (7433) of the Code, 1924, relating to compensation of engineers, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. J. BREAKENRIDGE, *Chairman.*

Ordered passed on file.

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 159, a bill for an act to amend section forty-eight hundred twenty-one (4821), Code of 1924, relative to destruction of noxious weeds, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 149, a bill for an act to legalize an election held by the voters of Clay county on the fourth day of November, 1924, with reference to the improvement of the primary road system, begs

leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 39, a bill for an act to amend section ten thousand seven hundred sixty-eight (10768) of the Code, 1924, relating to the division of the state into judicial districts, and increasing the number of judges in the ninth judicial district and providing a method of filling the additional office created, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by changing the words "their successors" in line four, section 2, to "his successor" and by changing the word, "successors" in line five to "successor".

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 227, a bill for an act to amend, revise, and codify section forty-three hundred fifty-eight (4358), Code, 1924, relating to elections in school districts for the purpose of voting on the authorization of bonds, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from lines twelve and thirteen of section one (1) the words and figures "sixty-five per cent (65%)", and inserting in lieu thereof the words, "a majority".

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 236, a bill for an act to amend section five thousand seven hundred two (5702) of the Code, 1924, relating to removal or discharge of civil service employees, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 290, a bill for an act to legalize the filing with

the secretary of agriculture in 1923 of the report of the Louisa County Fair Association, and to authorize the certification and payment of state aid to said association for said year, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Senator Perkins submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File No. 186, a bill for an act to authorize the executive council to assess property which has been omitted from regular assessments, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. B. PERKINS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File No. 231, a bill for an act to authorize a special levy in certain counties for the repair of buildings belonging to the county, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. B. PERKINS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File No. 156, a bill for an act to repeal sections seven thousand two hundred and ten (7210), seven thousand two hundred and eleven (7211), seven thousand two hundred and fourteen (7214), seven thousand two hundred and fifteen (7215), and to amend sections seven thousand two hundred and forty-four (7244), four thousand eight hundred and three (4803), of the Code, 1924, relating to payment of taxes and to penalties thereon and disbursement, and to the time of holding tax sale, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. B. PERKINS, *Chairman*.

Ordered passed on file.

Senator Benson submitted the following report:

MR. PRESIDENT: Your committee on horticulture and forestry to which was referred House File No. 113, a bill for an act describing the manner of distributing state aid for the use of the state horticultural society connected with the state department of agriculture, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting after the word "president" in line four (4), the words "and secretary".

C. A. BENSON, *Chairman*.

Ordered passed on file.

Senator Clark submitted the following report:

MR. PRESIDENT: Your committee on mines and mining to which was referred House File No. 315, a bill for an act to amend the law as it appears in section twelve hundred ninety-seven (1297), chapter sixty-eight (68) of the Code, 1924, relating to charging drill holes in coal mines, begs leave to report it has had the same under consideration and recommends the same do pass.

W. A. CLARK, *Chairman*.

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 319, a bill for an act relating to delinquent taxes, compensation of collectors, interest and penalty.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 37, a bill for an act relating to the labeling of agricultural seeds.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 93, a bill for an act relating to taxation.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 105, a bill for an act to provide for notice to mortgagees and lien holders of record, of notice of expiration of right of redemption from tax sale.

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

House Concurrent Resolution No. 15, memorializing the department of agriculture of the United States to change the rule respecting the use of corn sugar.

A. C. GUSTAFSON, *Chief Clerk*.

HOUSE MESSAGE CONSIDERED

House File No. 319, a bill for an act to repeal the law as it appears in section seventy-two hundred twenty-seven (7227) of the

Code, 1924, and to enact a substitute therefor, relating to the disposition of interest and penalty on delinquent taxes, and the compensation to be paid delinquent tax collectors; and to repeal section seventy-two hundred thirty-two (7232) of the Code, 1924, and to enact a substitute therefor, relating to the apportionment of interest and penalties on taxes collected; and to repeal section seventy-two hundred thirty-three (7233) of the Code, 1924, and to enact a substitute therefor, relating to the misapplication of interest and penalties on taxes by the county treasurer, and providing a remedy against the county treasurer therefor.

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

H. F. 92 PLACED ON THE CALENDAR

On request of Senator Fulton House File No. 92 was ordered from the committee and placed on the calendar.

The roll call revealed the presence of all members except Senators Brookhart, Goodwin and Slemmons.

Senator Goodwin appeared in the Senate chamber.

Senators Brookhart and Slemmons appeared in the Senate chamber and the call was declared complete.

CONSIDERATION OF REPORT OF SPECIAL COMMITTEE

The Senate took up for consideration the majority and minority reports of the special committee on Senate Files Nos. 135 and 39 (page 645, Senate journal).

Senator Ellis moved that the majority report be adopted.

Senator Bowman moved as a substitute motion that the minority report be substituted for the majority report, and adopted.

Senator Buser offered the following substitute for the bill proposed in the minority report and moved its adoption:

A BILL FOR

An Act imposing a license fee on gasoline used or sold for use in the state of Iowa, providing for the payment, collection, refund, distribution and expenditure thereof; fixing a standard for gasoline sold for use in the state and providing penalties for violation of the law; also amending sections four thousand nine hundred ninety-nine (4999) and four thousand six hundred thirty-five (4635) of the Code, 1924, and repealing section five thousand one (5001) of the Code, 1924, relating to road funds.

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

Section 1. That license fee of two cents (2 cts.) per gallon or fraction of a gallon is hereby imposed on all gasoline used in this state for any purpose whatsoever. Any person using gasoline within the state shall be liable for the fee herein provided for unless the same shall have been previously paid. Such license fee when paid shall be in lieu of all taxes upon gasoline. License fees shall be collected and disposed of in the manner hereinafter provided.

Sec. 2. (a) The term "distributor" as used in this act shall mean any person who brings into the state, or who produces, refines, manufactures or compounds within the state any gasoline to be used within the state or sold or otherwise disposed of by him within the state for use in the state. Provided, however, a person coming into this state and traveling by motor vehicle may transport, in the ordinary gasoline tank attached to and forming a part of such motor vehicle, not more than twenty (20) gallons of gasoline without being considered a distributor.

(b) The term "person" includes individual, partnership, corporation and association.

(c) The term "treasurer" means the "Treasurer of State of the State of Iowa".

(d) The word "gasoline", as used in this act, shall include the liquids derived from petroleum or natural gas, commonly known or sold as gasoline, and all other volatile and inflammable liquids, by whatsoever name known or sold, containing any derivative of petroleum or natural gas, and produced, prepared, or compounded for the purpose of generating power by means of internal combustion, or which may be used for such purpose, but shall not include kerosene.

Sec. 3. The secretary of agriculture shall adopt specifications to determine the quality of the various grades of gasoline sold or offered for sale in the state of Iowa, and shall test all gasoline sold or offered for sale in the state of Iowa in accordance therewith.

Every person who sells or offers for sale gasoline at retail in this state shall keep posted in a conspicuous place most accessible to the public at his place of business a placard showing the result of the test as determined by the specification adopted by the secretary of agriculture.

Any person violating the provisions of this act shall be guilty of a misdemeanor and shall be punished by a fine not to exceed one hundred dollars (\$100) or imprisoned in the county jail not to exceed thirty (30) days or both such fine and imprisonment.

Sec. 4. Every person who sells gasoline at retail in this state shall keep posted in a conspicuous place and most accessible to his customers at his place of business the retail price of gasoline of the different grades sold by him which shall be the total price per gallon charged to customers for such gasoline.

Sec. 5. Each distributor of gasoline shall, within thirty (30) days after the taking effect of this act, file with the treasurer a duly acknowledged certificate on forms prescribed, prepared and furnished by the treasurer, showing the name under which such distributor is transacting business in the state of Iowa, the name and addresses of the several persons constituting the association or partnership, and if a corporation the corporate name under which it is authorized to transact business, and the names and addresses of its principal officers, and its resident general agent or other officer upon whom process may be served or who is authorized to represent it for all the purposes of this act.

Sec. 6. Each distributor of gasoline shall, on or before the twentieth (20th) day of each calendar month, forward to the treasurer a statement, sworn to by one of its principal officers, showing the total number of gallons of gasoline imported by him and the total number of gallons of gasoline sold or otherwise disposed of for the preceding calendar month, and shall at the same time remit to the treasurer the amount of license fee for such preceding month for which such distributor is liable.

Sec. 7. The books, records, papers, receipts, invoices and equipment of any distributor which pertain to the sale of gasoline shall be subject to inspection at any time during ordinary business hours by the treasurer or his representatives.

Sec. 8. Any distributor who shall fail to make, or refuse to make the reports to the treasurer as herein prescribed, or shall refuse to permit the treasurer to examine the books, records, papers, receipts, invoices or equipment of such distributor, pertaining to the sale of gasoline, or who shall make any incomplete, false or fraudulent return hereunder, shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars.

Sec. 9. Any person who shall buy or use any gasoline for the purpose of operating or propelling stationary gas engines, tractors used for agricultural purposes, motor boats, airplanes, or aircraft, who shall purchase or use any gasoline for cleaning or dyeing or for any other commercial use except for propelling motor vehicles operated in whole or in part upon any of the public highways of 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 purchases, which statement shall set forth the total amount of such gasoline so purchased and used by such consumer, other than for propelling motor vehicles operated or intended to be operated in whole or in part upon any of the public highways of this state and the treasurer of state shall, upon the presentation of such invoices cause to be repaid, to such consumer, from the fund operated by the license fee collected on the use of gasoline, as herein provided, the amount of license

fees paid by such consumer on gasoline used for purposes other than propelling motor vehicles as herein provided. All applications for refunds or reimbursement as provided for in this section shall be filed with the treasurer of state within ninety (90) days after the date on which such gasoline shall have been purchased, as shown by the invoice. Any person, firm or corporation who shall make any false statement in connection with an application for the refund of any money or license fees, as herein provided, or who shall collect or cause to be repaid to him or to any person any such fees without being entitled to the same under the provisions of this section, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not to exceed one thousand (\$1,000.00) dollars.

Sec. 10. License fees collected under the provisions of this act shall be combined into a fund to be known as the Highway Fund.

One-half ($\frac{1}{2}$) of the fund thus created shall be dedicated to the improvement of the county road system of the various counties of the state of Iowa, and shall be apportioned to the various counties of the state in the same ratio that the area of each county bears to the total area of the state.

Seventy-five per cent (75%) of the remainder of the Highway Fund shall be apportioned among the several counties of the state in the same ratio that the area of each county bears to the total area of the state, and be distributed to the various townships in the proportion that the total mileage of the township roads in the township bears to the total mileage of township roads in the county.

The remainder of the Highway Fund shall be apportioned to the various counties of the state in the proportion that the total population of a county bears to the total population of the state and to be paid by each county to the cities and towns within the county in the proportion that the population of each city or town bears to the total population of all cities and towns in the county.

Sec. 11. The refunds provided for in the preceding section shall be made on blank forms provided by the treasurer of state, and under such proofs under oath, as he may prescribe.

Sec. 12. If any part of this act is held to be unconstitutional or invalid by the courts, such decision shall not affect the validity of the remaining portions of this act.

Sec. 13. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Register and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Senator Romkey moved that the Senate adjourn until 1:30 p. m., which motion prevailed.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Pro Tem Campbell presiding.

The roll call revealed the presence of a full membership.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File No. 256, a bill for an act to provide for radio broadcasting station in the Capitol building and making an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred House File No. 112, a bill for an act making an appropriation to assist in providing the necessary expenses of blind students who are residents of the state in attendance at institutions of higher learning, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred House File No. 128, a bill for an act to appropriate sufficient funds for expenses of the United States Champion Junior Dairy Cattle Judging Team at the 1925 international live stock show, begs leave to report its has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

HOUSE CONCURRENT RESOLUTION NO. 15

Whereas, there is now being manufactured a wholesome granulated white sugar derived from the starch content of corn and chemically known as "dextrose" and commonly known as corn sugar, and which has already come into general use and is recognized as being comparable with other forms of sugar and not an imitation or chemical compound as a substitute for sugar; and

Whereas, the rules and regulations of the United States Bureau of Standards and the Department of Agriculture were promulgated prior

to the discovery of corn sugar, and consequently defines sugar as "sucrose", and because of such limitation of the definition of sugar, corn sugar or "dextrose" is excluded from such definition and is thereby prevented from use as sugar in food manufacturing processes and because of such limitation the natural and proper expansion of the use of corn sugar is prevented, causing unjust discrimination against corn sugar; and

Whereas, we believe that the natural development and expansion in the use of corn sugar as a staple food product should be recognized and permitted; now therefore,

Be it Resolved by the General Assembly of the State of Iowa, that we petition the Bureau of Standards and the Department of Agriculture of the United States to so amplify and enlarge their present definition of "sugar" as to include "corn sugar" chemically known as "dextrose sugar" derived from the starch content of corn;

Be it Further Resolved that a copy of this preamble and resolution be transmitted to the Secretary of Agriculture of the United States at Washington, D. C., the Iowa members of Congress and the Governors of Minnesota, South Dakota, Nebraska, Kansas, Missouri, Illinois and Wisconsin.

Read and laid over under the rules.

THIRD READING OF BILLS

The Senate resumed consideration of the reports.
of the special committee on Senate Files No. 135 and 39.

Senator Brookhart raised the point of order that Senator Ellis was not discussing the motion before the Senate.

The President Pro Tem held the point not well taken.

President Kimball took the chair at 3:07 p. m.

By unanimous consent Senator Mills was excused temporarily from the call of the Senate.

By unanimous consent Senators Johnston and Haskell were excused temporarily from the call of the Senate.

Senator Haskell returned to the Senate chamber.

Senator Johnston returned to the Senate chamber.

Senator Shane moved that the Senate adjourn until 9:30 a. m. Saturday.

Senator Campbell moved to amend by making the hour 8 a. m.

Senator Shane withdrew his motion.

Senator Campbell raised the point of order that the motion could not be withdrawn, as there was an amendment to same, which had not been withdrawn.

The President held the point well taken.

Senator Campbell withdrew the amendment.

Senator Shane withdrew his motion.

Senator Shane moved that further action on the report of the special committee be deferred until 1:30 Monday, which motion prevailed.

Senator Gilchrist moved the previous question.

Senator Campbell raised the point of order that the motion was out of order as there was nothing before the Senate.

The President held the point well taken.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate he had signed House Files Nos. 9 and 190.

INTRODUCTION OF BILLS

Senate File No. 308, by Senator Bergman, a bill for an act authorizing the creation of the office of county manager, providing for his appointment, salary and term of office, and prescribing his powers and duties.

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

Senate File No. 309, by Senator Horchem, a bill for an act to legalize the renewal and extension of the period of corporate existence of the Iowa Dairy Company, a corporation organized under the laws of Iowa, with its principal place of business at Dubuque, Iowa.

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

AMENDMENTS FILED

MR. PRESIDENT: I move to amend section 3 of Senate File No. 159 by striking out the semicolon following the word "assembly" in line eight (8) and by inserting in lieu thereof the following:

"and approved as federal aid projects by the secretary of agriculture of the United States:".

Amend section 5 by adding to said section the following:

"No part of said funds shall be expended for paving federal primary roads unless such projects shall have been approved as federal aid projects by the secretary of agriculture of the United States."

W. E. McLELAND.

MR. PRESIDENT: I move to amend Senate File No. 289 by striking out all after line three (3) and by inserting the following in lieu thereof:

"3076. Pasteurization of skimmed milk or buttermilk. Every owner, manager, or operator of a creamery shall, before delivering to any person any skimmed milk or buttermilk, cause the cream or milk from which same is derived to be pasteurized.

3076-a1. Pasteurization defined. Pasteurization for the purpose of the preceding section shall be defined as follows:

1. Milk, skimmed milk, and cream shall be deemed to have been efficiently pasturized by the "holding process" when it has been subjected to a temperature of one hundred forty-five (145) degrees Fahrenheit and held at that temperature for not less than twenty-five (25) minutes.

2. Milk, skim milk, and cream shall be deemed to have been efficiently pasteurized by the "plash heat process" when it has been subjected to a temperature of one hundred eighty-five (185) degrees Fahrenheit.

3076-a2. Record of pasteurization. Every owner, manager, or operator of a creamery shall equip each vat or pasteurizer with an accurate recording thermometer, and each temperature chart from such thermometer shall be dated and kept on file for inspection by the department, and it shall be unlawful to destroy any such chart without permission from the secretary of agriculture.

3076-a3. Injunction. Any owner, manager, or operator of a creamery, violating any of the provisions of the three (3) preceding sections may be restrained by injunction from operating any such business. No injunction shall issue until after the defendant has had at least five (5) days' notice of the application therefor and the time fixed for hearing thereon."

Amend by striking out the title and by inserting the following in lieu thereof:

"A BILL FOR

An act to repeal section three thousand seventy-six (3076), Code, 1924, relating to the delivery of skimmed milk or buttermilk, to require the pasteurization of cream or milk, to define such pasteurization, to require a

record thereof, and to authorize an injunction to restrain violations of this act."

W. J. BREAKENRIDGE.

The journal of March 19th was corrected and approved.

Senator Fackler moved that the Senate adjourn until 9 a. m. Saturday.

Senator Campbell moved to amend by making the hour 8 a. m.

Senator Shane moved to amend the amendment by making the time 9:30 a. m.

The amendment to the amendment was adopted.

The amendment as amended was adopted.

The motion prevailed, and the Senate adjourned until 9:30 a. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 21, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. A. A. Heath, pastor of the Main Street Methodist church, of Ottumwa, Iowa.

On motion of Senator Ellis, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

Petitions favoring the reading of the Bible in public schools, were presented by Senator Skromme from residents of Story county, and Senator Schmedika from citizens of his district, and referred to the committee on schools.

BILLS APPROVED BY GOVERNOR

A communication was received from the Governor announcing that, on March 20, 1925, he had signed the following bills:

Senate File No. 81, relating to bonds for costs.

Senate File No. 83, relating to lien upon certain personal property.

Senate File No. 104, relating to salary of assistant county attorney.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 13, a bill for an act relating to waterworks.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 205, a bill for an act making an appropriation for the purpose of aiding in defraying the expenses of a national encampment of the United Spanish War Veterans to be held in this state.

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

House Concurrent Resolution No. 16, directing the Governor to extend a message of sympathy to the people of the storm stricken areas of Illinois, Missouri and Indiana.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 13

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. Extension of water mains—assessment. Cities and towns which own and operate waterworks may extend the water mains and assess the cost of such extension to abutting property as provided in this chapter.

Sec. 2. Conditions. Such extension, and assessments therefor, may be ordered only when petitioned for by seventy-five per cent (75%) of the resident owners of property subject to assessment.

Sec. 3. Petition—jurisdiction. The petition shall be presented to the board of waterworks trustees when such board exists, and, in such case, said board shall have exclusive jurisdiction of such petition. In other cases the petition shall be presented to the council which shall have such jurisdiction.

Sec. 4. Certification by board—order. If the proposed extension is approved by the board of waterworks trustees, it shall certify said petition, together with its written approval thereof, to the council which shall thereupon order the extension.

Sec. 5. Letting contract and execution thereof. Contracts for such extensions shall be let by and executed under the supervision of the board of waterworks trustees when such board exists, otherwise by and under the supervision of the council.

Sec. 6. When contract required. If the estimated cost of such extension, not including cost of material, exceeds twenty-five hundred dollars (\$2500.00) the work shall be done under contract which shall be entered into and performed as provided in sections six thousand one (6001) to six thousand six (6006), inclusive, Code, 1924, in so far as applicable.

Sec. 7. Optional construction. If the estimated cost of such extension, not including cost of material, is twenty-five hundred dollars (\$2500.00) or less, the construction may be under contract as heretofore provided or by day labor. If the work is done by day labor, such work shall be under the control and supervision of the said board of trustees or council, as the case may be.

Sec. 8. Where a pipe in excess of six (6) inches in diameter is used, the assessment against the abutting property shall be limited to what would have been the cost of a six (6) inch pipe; and the difference be-

tween the cost of the pipe used and what would have been the cost of a pipe six (6) inches in diameter shall be paid by the water department in cities and towns having a board of waterworks trustees, and in other cities such difference in cost shall be paid out of the water funds, and if such funds are not sufficient then out of the general funds.

Sec. 9. Certification of cost. If said extension is made by or under the supervision of said board of trustees, it shall, after the work is completed, certify the cost thereof to the council, and the council shall levy the special assessments in the manner provided in this chapter.

Sec. 10. Assessments—how made. Special assessments shall be made and collected in accordance with sections six thousand twenty-one (6021) to six thousand thirty-four (6034), inclusive, of the Code, 1924, in so far as applicable.

Sec. 11. Rebates. The owners of property so assessed shall be rebated annually from water dues until such time as the amount of water dues equals the amount of assessment and interest paid by such owner.

Sec. 12. Repayment. When an extension is carried one thousand (1000) feet or more across unplatted lands, repayment of the amount of the assessment and interest shall be made to the owner at the end of ten (10) years from the date of the assessments, unless such owner has made connection and used the water from such mains, in which event repayment shall be made by rebates of water dues, as heretofore provided.

Sec. 13. Nonapplicability of statute. This chapter shall not apply to cities operating waterworks under chapter three hundred fourteen (314) of the Code, 1924, nor to cities having a population of thirty-five thousand (35,000) or more, acting under the city manager plan, nor to cities having a population of seventy thousand (70,000) or more, acting under the commission plan of government.

Sec. 14. Publication. This act is deemed of immediate importance and shall take effect from and after its publication in two (2) newspapers of this state as provided by law.

Amend the title by striking therefrom the following: “, including cities under special charter,”.

Senator Stoddard moved that when the Senate came to the order, third reading of bills, today that the calendar be called in its order and that any senator be allowed to take up any bill that he wished, and any bill not taken up retain to its place on the calendar.

The motion prevailed.

S. F. 156 MADE SPECIAL ORDER

By unanimous consent on request of Senator Schmedika, Senate File No. 156 was made a special order for 10 a. m. next Wednesday.

Senator Shane moved that the call of the Senate be raised for the day, which motion prevailed.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Haskell for the day on request of Senator Johnston; Senator Baird for the day on request of Senator Buser; Senator Cavanaugh for the day on request of Senator Fackler.

Senator Buser raised the point of order that it was not possible under the rules of the Senate to have a general call that would be operative, as the intent and purpose of the call is that a call may be filed by a group of senators interested in any particular piece of legislation, and not to cover any thing that may come up.

The President held the point not well taken.

THIRD READING OF BILLS

On motion of Senator Perkins, Senate File No. 148, a bill for an act to amend section ten thousand seven hundred sixty-eight (10768) of the Code, 1924, relating to the number of district judges in each district, and providing that the number of judges in the Sixteenth judicial district shall be three, and providing a method for filling the additional office created by this act, and for the election of a judge to fill the office hereby created, when the term of an appointee to fill such office hereby created, when by law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

On motion of Senator Perkins, House File No. 292, a bill for an act to amend section ten thousand seven hundred sixty-eight (10768) of the Code, 1924, relating to the number of district judges in each district, and providing that the number of judges in the sixteenth judicial district shall be three, and providing a method for filling the additional office created by this act, and for the election of a judge to fill the office hereby created, when the term of an appointee to fill such office shall expire as provided by law, was substituted.

Senator Perkins moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Benson	Dean	Langfitt	Schmedika
Bergman	Dotts	McLeland	Shaff
Bowman	Fackler	Mills	Shane
Breakenridge	Fulton	Perkins	Shinn
Brookhart	Gilchrist	Ramsey	Skromme
Browne	Goodwin	Reed	Slemmons
Campbell	Hartman	Rees	Snook
Cessna	Horchem	Rigby	Stanley
Clark	Johnston	Roberts	Stoddard
Clearman	Kern	Romkey	White
Darting	Kimberly		

Nays, none.

Absent or not voting, 8.

Baird	Buser	Ellis	Haskell
Brookins	Cavanaugh	Gunderson	Nelson

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

Senator Perkins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Johnston, House File No. 23, a bill for an act to amend section ninety-nine hundred thirty-three (9933), Code, 1924, relating to the statutes of frauds governing sales of goods or choses in action, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Johnston moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Benson	Clearman	Horchem	Roberts
Bergman	Darting	Johnston	Romkey
Bowman	Dean	Kern	Schmedika
Breakenridge	Dotts	Kimberly	Shaff
Brookhart	Ellis	Langfitt	Shane
Brookins	Fackler	McLeland	Skromme
Browne	Fulton	Ramsey	Snook
Buser	Gilchrist	Reed	Stanley
Campbell	Goodwin	Rees	Stoddard
Cessna	Gunderson	Rigby	White
Clark	Hartman		

Nays, none.

Absent or not voting, 8.

Baird	Haskell	Nelson	Shinn
Cavanaugh	Mills	Perkins	Slemmons

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

On motion of Senator Reed, House File No. 25, a bill for an act to amend section nineteen hundred two (1902), Code, 1924, relating to the report of the board of accountancy, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Reed moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Benson	Clearman	Horchem	Romkey
Bergman	Darting	Johnston	Schmedika
Bowman	Dean	Kern	Shaff
Breakenridge	Dotts	Kimberly	Shane
Brookhart	Ellis	Langfitt	Shinn
Brookins	Fackler	McLeland	Skromme
Browne	Fulton	Nelson	Snook
Buser	Gilchrist	Ramsey	Stanley
Campbell	Goodwin	Reed	Stoddard
Cessna	Gunderson	Rigby	White
Clark	Hartman	Roberts	

Nays, none.

Absent or not voting, 7.

Baird	Haskell	Perkins	Slemmons
Cavanaugh	Mills	Rees	

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

By unanimous consent Senator Schmedika was excused for the remainder of the day.

On request of Senator Cessna, Senator Slemmons was excused temporarily.

On motion of Senator Reed, House File No. 21, a bill for an act to amend, revise, and codify section eighteen hundred eighty-six (1886), Code, 1924, relating to the board of accountancy, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Reed moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Benson	Dean	Kern	Roberts
Bergman	Dotts	Kimberly	Romkey
Bowman	Ellis	Langfitt	Shaff
Breakenridge	Fackler	McLeland	Shane
Brookhart	Fulton	Mills	Shinn
Brookins	Gilchrist	Nelson	Skromme
Browne	Goodwin	Perkins	Snook
Campbell	Gunderson	Ramsey	Stanley
Clark	Hartman	Reed	Stoddard
Clearman	Horchem	Rees	White
Darting	Johnston	Rigby	

Nays, none.

Absent or not voting, 7.

Baird	Cavanaugh	Haskell	Slemmons
Buser	Cessna	Schmedika	

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

On motion of Senator Brookhart, House File No. 129, a bill for an act to create a state sinking fund for public deposits and to provide a method for the payment of public funds deposited as provided by law, in banks which have since become insolvent; and to provide a manner of collecting the sinking fund and of making disbursements therefrom; to provide for the subrogation of the treasurer of state to the rights of the holders of deposits of public funds in the hands of receivers; to increase the powers of the executive council, town and city councils, boards of school directors and of township trustees, relating to deposits of public funds; to relieve public officers from liability on account of the loss of public funds deposited in legal depositories; to amend, revise, and codify sections one hundred thirty-nine (139) and forty-

three hundred nineteen (4319) of the Code, 1924, relating to depository bonds, and to repeal sections seventy-four hundred five (7405), fifty-six hundred fifty-two (5652), and fifty-five hundred fifty (5550) of the Code, 1924, relating to depository bonds, with report of committee recommending passage, was taken up and considered, the report of the committee having been previously adopted.

Senator Fulton offered the following amendments and moved their adoption:

Amend section 1, line 4, by striking the word "better"; by striking from line 5 the word "or" and substituting the word "and"; by striking from line 8 the word "as" and substituting the word "which".

Amend section 2, line 1, by striking the word "That" and beginning the next word with a capital letter.

Amend section 4, line 5 by striking the word "as" and substituting the word "which".

Amend section 5, line 10 by striking the word "as".

The amendments were adopted.

The bill was read for information.

Senator Brookhart moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Benson	Darting	Johnston	Rigby
Bergman	Dean	Kern	Roberts
Bowman	Dotts	Kimberly	Romkey
Breakenridge	Ellis	Langfitt	Shane
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Snook
Campbell	Goodwin	Perkins	Stanley
Cessna	Gunderson	Ramsey	Stoddard
Clark	Hartman	Reed	White
Clearman	Horchem	Rees	

Nays, 1.

Shaff

Absent or not voting, 6.

Baird	Cavanaugh	Schmedika	Slemmons
Buser	Haskell		

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

Senator Brookhart moved that the motion by which House File No. 129 passed the Senate be reconsidered, which motion lost.

On motion of Senator Roberts, Senate File No. 122, a bill for an act to define the crime of embezzlement of funds or deposit of a bank by officers, directors and employees of banks and to provide a punishment for persons convicted thereof, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by inserting after the word "larceny" in line 7 of section one (1) the following: "or money placed in his hands for the purpose of deposit in the bank, or for remittance to any other person, or to apply on or discharge any obligation held by the bank, either as owner, agent or trustee,".

Senator Roberts offered the following amendment and moved its adoption:

Amend by striking out all following the word "in" in line 3 of section 2 and inserting in lieu thereof the following: "two newspapers as provided by law."

The amendment was adopted.

President Pro Tem Campbell took the chair at 10:55 a. m.

Senator Roberts moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Benson	Clearman	Johnston	Rigby
Bergman	Darting	Kern	Roberts
Bowman	Dean	Kimberly	Romkey
Breakenridge	Dotts	Langfitt	Shane
Brookhart	Ellis	McLeland	Shinn
Brookins	Fackler	Mills	Skromme
Browne	Fulton	Nelson	Snook
Buser	Goodwin	Perkins	Stanley
Campbell	Gunderson	Ramsey	Stoddard
Cessna	Hartman	Reed	White
Clark	Horchem	Rees	

Nays, none.

Absent or not voting, 7.

Baird
Cavanaugh

Gilchrist
Haskell

Schmedika
Shaff

Slemmons

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

Senator Brookhart offered the following amendment to the title and moved its adoption:

Amend by inserting after the parenthesis and before the word "of" in line sixteen, the following: "and fifty-five hundred forty-seven (5547)".

The title as amended was agreed to.

Senator Roberts moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Johnston, Senate File No. 134, a bill for an act to repeal sections twelve thousand six hundred fifty-eight (12658) to twelve thousand six hundred sixty-seven (12667), both inclusive, Code of 1924, relating to children born out of wedlock and to enact a substitute therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend section 7 by striking out the catch-word "Complaints" and substituting therefor the word "Complainants".

Amend section 12 by striking out the word "as" following the word "defendant" in line 2 thereof and inserting in lieu thereof the word "with".

Amend section 13 by striking out the words "a summons" in line 6 thereof and substituting therefor the words "an original notice", also by striking out the word "summons" in line 8 thereof and substituting therefor the words "original notice".

Amend section 15 by striking therefrom the word "summons" in line 2 and substituting therefor the words "original notice".

Amend section 18 by striking out the comma after the word "jury" in line 1 thereof.

Amend section 21 by striking out the comma following the word "defendant" in line 1 thereof.

Amend section 25 by striking out the comma following the word "security" in line 2 thereof.

Amend section 27 by striking therefrom the word "of" in the last line thereof and substituting the word "on".

Amend section 28 by striking out the word "of" following the word "Code" and substituting therefor a comma.

Amend section 29 by striking out the words "other promise" in line 8 thereof and substituting therefor the word "compromise".

Amend section 30 by striking out the comma following the word "thereof" in line 3.

Amend section 35 by ending the section with the period following the word "wedlock" in line 13, and by placing the remainder of the section in a new paragraph numbered "Sec. 36".

Also amend by renumbering the sections following.

Strike out all of section 38 (as numbered in the original bill) being the last section of the bill.

Amend the title by striking out the word "of" following the word "Code" in line 4 and by placing a comma after said word "Code", also by striking out the period at the end of the title, changing same to a comma and adding thereto: "being an act with reference to proceedings to establish paternity."

Senator Johnston offered the following amendment and moved its adoption:

Amend by striking the figure "6" from line 7 of section 21 and inserting in lieu thereof the figure "5".

The amendment was adopted.

The bill was read for information.

Senator Johnston moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Benson	Dotts	Johnston	Rees
Breakenridge	Ellis	Kern	Rigby
Brookhart	Fackler	Kimberly	Roberts
Brookins	Fulton	Langfitt	Shane
Browne	Gilchrist	McLeland	Skromme
Campbell	Goodwin	Mills	Slemmons
Clark	Gunderson	Perkins	Snook
Clearman	Hartman	Ramsey	Stanley
Darting	Horchem	Reed	White
Dean			

Nays, none.

Absent or not voting, 13.

Baird	Cavanaugh	Nelson	Shaff
Bergman	Cessna	Romkey	Shinn
Bowman	Haskell	Schmedika	Stoddard
Buser			

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

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered, which motion lost.

On motion of Senator Breakenridge, House File No. 54, a bill for an act to amend section seventy-five hundred nine (7509) of chapter three hundred fifty-three (353), of title seventeen (XVII) of the Code, 1924, relating to levee and drainage districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendments and moved their adoption:

Amend by inserting in section 1, line 6, after the word "extend" the words "the time of payment of"; by striking from line 11 the word "refunding"; and by striking from lines 12 and 13 the words "same manner as provided for" and substituting the words "manner provided".

The amendments were adopted.

The bill was read for information.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Benson	Dean	Johnston	Rigby
Bowman	Dotts	Kern	Roberts
Breakenridge	Ellis	Kimberly	Romkey
Brookins	Fackler	Langfitt	Shane
Browne	Fulton	McLeland	Shinn
Buser	Gilchrist	Mills	Skromme
Campbell	Goodwin	Nelson	Slemmons
Clark	Gunderson	Perkins	Snook
Clearman	Hartman	Ramsey	Stanley
Darting	Horchem	Reed	White

Nays, none.

Absent or not voting, 10.

Baird	Cavanaugh	Rees	Shaff
Bergman	Cessna	Schmedika	Stoddard
Brookhart	Haskell		

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

By unanimous consent Senator Dotts was excused for the remainder of the day.

On motion of Senator Brookhart, Senate File No. 42, a bill for an act to amend section seven thousand sixty (7060) of the Code, 1924, relating to the assessment of railways, the committee report recommending indefinite postponement, having been rejected, was taken up and considered.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by adding at the end of section 1 the following: "And the Executive Council, upon satisfactory showing by any intrastate railroad that it has not earned a net income for the year for which taxes are being collected, may exempt such railroad from taxes in whole or in part for such year."

The amendment was adopted.

Senator Gunderson moved that the Senate adjourn until 1:30 p. m. today.

Senator Goodwin moved to amend by making the hour 1:00 p. m.

Senator Breakenridge moved to amend by making the time 9:30 a. m. Monday.

The amendment offered by Senator Breakenridge was lost.

The amendment offered by Senator Goodwin was adopted.

The motion prevailed and the Senate adjourned until 1:00 p. m. today.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 104, a bill for an act relating to the power of cities to construct sewers and matters incidental thereto.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 108, a bill for an act relating to security to keep the peace.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 181, a bill for an act relating to the approval of bonds of certain officials.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 139, a bill for an act relating to dissolution of consolidated school corporations.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 228, a bill for an act relating to the reincorporation of nonpecuniary incorporations.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 235, a bill for an act relating to school attendance.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 236, a bill for an act relative to school tuition.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 248, a bill for an act relating to tax levies in cities having the commission form of government.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 259, a bill for an act providing for the manner of service of original notices by registered mail in certain cases in which the amount in controversy does not exceed one hundred dollars (\$100.00).

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 305, a bill for an act relating to improving water courses in cities and towns.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 328, a bill for an act relating to guardianships.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 336, a bill for an act relating to motor vehicles.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 337, a bill for an act relating to the use of the highway by vehicles.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 338, a bill for an act relating to motor vehicles.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 339, a bill for an act relating to penalty for violation of the motor vehicle law.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 389, a bill for an act to amend House File No. 47 enacted by the Forty-first General Assembly relating to the liquidation and distribution of the assets of banks in the hands of the superintendent of banking for liquidation and distribution.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 21, a bill for an act relating to the use of voting machines.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 132, a bill for an act relating to the publication of legislative acts.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 144, a bill for an act relating to marriage.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 138, a bill for an act relating to the payment of salaries of county officers.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 44, a bill for an act relating to assessment of corporation stock.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 138

Amend by striking out the word "parts" in line three (3) of section one (1).

Also by striking out all of section one (1) after the word "period".

HOUSE AMENDMENTS TO SENATE FILE NO. 44

Amend by substituting for section two (2) the following: "This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Daily Record and the Iowa Legionaire, newspapers published in Des Moines, Iowa."

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 42.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking from line 3 of section 1 the words "the value of any railway fixed" and inserting in lieu thereof the following: "the actual value of any railway as used".

The amendment was adopted.

The bill was read for information.

Senator Brookhart moved that the reading just had be considered the third reading, which motion prevailed.

Senator Shinn invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 14.

Brookhart	Gilchrist	Romkey	Snook
Buser	Gunderson	Shinn	Stanley
Dean	McLeland	Skromme	White
Fackler	Nelson		

Nays, 19.

Benson	Clearman	Horchem	Ramsey
Brookins	Darting	Johnston	Rigby
Browne	Fulton	Kern	Roberts
Campbell	Goodwin	Kimberly	Stoddard
Clark	Hartman	Langfitt	

Absent or not voting, 17.

Baird	Cesna	Mills	Schemdika
Bergman	Dotts	Perkins	Shaff
Bowman	Ellis	Reed	Shane
Breakenridge	Haskell	Rees	Slemons
Cavanaugh			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Dean, House File No. 87, a bill for an act to amend section four thousand two hundred thirty-one (4231) of the Code, 1924, relating to the closing of schools for lack of attendance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dean moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Benson	Dean	Kimberly	Roberts
Bowman	Fackler	Langfitt	Romkey
Brookhart	Fulton	McLeland	Shinn
Brookins	Gilchrist	Nelson	Skromme
Browne	Goodwin	Perkins	Slemmons
Buser	Gunderson	Ramsey	Snook
Clark	Hartman	Reed	Stanley
Clearman	Johnston	Rees	Stoddard
Darting	Kern	Rigby	White

Nays, none.

Absent or not voting, 14.

Baird	Cavanaugh	Haskell	Schmedika
Bergman	Cessna	Horchem	Shaff
Breakenridge	Dotts	Mills	Shane
Campbell	Ellis		

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

On motion of Senator Fackler, Senate File No. 127, a bill for an act to amend section one thousand ninety-one (1091) of the Code, 1924, relating to removal from office, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend by striking out all after the enacting clause, and inserting in lieu thereof the following:

"Section 1. Add to section ten hundred ninety-one (1091) of the Code, 1924, the following as sub-sections seven (7) and eight (8) to-wit:

7. For wilfully filing a claim for, demanding, receiving or accepting any money or moneys, for any service or other purpose, or for any article or thing, from any treasury of the state, or any division or municipality thereof for which he is not entitled by law.

8. For any county attorney to neglect or refuse to examine public records or reports required to be kept by the laws of this state, by holders of permits to buy, keep, sell, transport or cause to be transported, intoxicating liquors, and such records are shown to contain evidence of the violation of the law as it appears in Title Six (6) of the Code of Iowa, 1924."

Senator Buser offered the following amendments to the committee amendment and moved their adoption:

Amend by striking out the first line of paragraph 8 and inserting in lieu thereof the following: "8. For neglect or refusal by a county attorney to examine".

Also amend by striking from line 4 of paragraph 8 the word "and" and inserting in lieu thereof the word "when".

The amendments to the amendment were adopted.

The committee amendment was adopted.

The bill was read for information.

Senator Fackler moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Benson	Darting	Johnston	Rigby
Bowman	Dean	Kern	Roberts
Brookhart	Fackler	Kimberly	Romkey
Brookins	Fulton	Langfitt	Shinn
Browne	Gilchrist	McLeland	Slemmons
Buser	Goodwin	Nelson	Snook
Campbell	Gunderson	Perkins	Stanley
Clark	Horchem	Reed	Stoddard
Clearman			

Nays, none.

Absent or not voting, 17.

Baird	Dotts	Mills	Shaff
Bergman	Ellis	Ramsey	Shane
Breakenridge	Hartman	Rees	Skromme
Cavanaugh	Haskell	Schmedika	White
Cessna			

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

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

CONSIDERATION OF HOUSE MESSAGE

House File No. 389, a bill for an act to amend House File 47 enacted by the Forty-first General Assembly relating to the liquidation and distribution of the assets of banks in the hands of the superintendent of banking for liquidation and distribution.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Brookhart, the rules were suspended, and House File No. 389, a bill for an act to amend House File No. 47 enacted by the Forty-first General Assembly relating to the liquidation and distribution of the assets of banks in the hands of the superintendent of banking for liquidation and distribution, was taken up and considered.

Senator Brookhart moved that the rules be suspended and the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Benson	Ellis	Kimberly	Roberts
Bowman	Fackler	Langfitt	Romkey
Brookhart	Fulton	McLeland	Shinn
Brookins	Gilchrist	Nelson	Skromme
Browne	Goodwin	Perkins	Slemmons
Campbell	Gunderson	Ramsey	Snook
Clark	Horchem	Reed	Stanley
Clearman	Johnston	Rees	Stoddard
Darting	Kern	Rigby	White
Dean			

Nays, none.

Absent or not voting, 13.

Baird	Cavanaugh	Hartman	Schmedika
Bergman	Cessna	Haskell	Shaff
Breakenridge	Dotts	Mills	Shane
Buser			

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

Senator Brookhart moved that the vote by which the bill passed the Senate be reconsidered, which motion was lost.

On motion of Senator Browne, Senate File No. 167, a bill for an act to amend section eight thousand nine hundred thirty-six (8936), Code, 1924, with reference to the dividends of insurance companies other than life, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking from line 5 of section 1 before the word "contributed" the words "but not from" and inserting in lieu thereof the words "which shall not include".

The bill was read for information.

Senator Browne moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Benson	Dean	Kern	Roberts
Bowman	Ellis	Kimberly	Romkey
Brookhart	Fackler	Langfitt	Shinn
Brookins	Fulton	McLeland	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Perkins	Snook
Campbell	Gunderson	Ramsey	Stanley
Clark	Horchem	Rees	Stoddard
Clearman	Johnston	Rigby	White
Darting			

Nays, none.

Absent or not voting, 13.

Baird	Cessna	Haskell	Schmedika
Bergman	Dotts	Mills	Shaff
Breakenridge	Hartman	Reed	Shane
Cavanaugh			

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

On motion of Senator Stanley Senate File No. 178, a bill for an act to amend section thirty-three hundred sixty-six (3366) of the Code, 1924, relating to admission of inmates to the Soldiers' Home, with report of committee recommending passage, was taken up and considered.

Further action was deferred.

On motion of Senator Campbell Senate File No. 160, a bill for an act to amend section nine thousand and twenty-one (9021) of the Code of 1924, relating to insurance other than life, with report of committee recommending amendment and passage, was taken up and considered and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking out section 1 and inserting in lieu thereof the following:

"Section 1. Section nine thousand twenty-one (9021) of the Code of 1924 is hereby amended by adding at the end thereof the following:

Companies associating themselves together for the purpose of issuing joint policies may issue them under the underwriters' title used by them, provided the names of the companies represented by such underwriters' title shall appear on the face and filing back of the policy and the percentage of the total risk assumed by each shall be set out opposite the signature of each company."

Senator Campbell moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Benson	Fulton	Kimberly	Romkey
Brookins	Gilchrist	McLeland	Shinn
Browne	Goodwin	Nelson	Skromme
Campbell	Gunderson	Perkins	Slemmons
Clearman	Hartman	Ramsey	Snook
Darting	Horchem	Rees	Stanley
Dean	Johnston	Rigby	Stoddard
Ellis	Kern	Roberts	White
Fackler			

Nays, none.

Absent or not voting, 17.

Baird	Buser	Dotts	Reed
Bergman	Cavanaugh	Haskell	Schmedika
Bowman	Cessna	Langfitt	Shaff
Breakenridge	Clark	Mills	Shane
Brookhart			

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

Senator Campbell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Kimberly Senate File No. 80, a bill for an act to amend section thirty-four hundred ninety-four (3494), Code, 1924, relating to the duties of the board of control of state institutions, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Benson	Ellis	Kern	Romkey
Brookhart	Fackler	Kimberly	Shinn
Browne	Fulton	McLeland	Skromme
Buser	Gilchrist	Nelson	Slemmons
Campbell	Goodwin	Perkins	Snook
Clark	Gunderson	Ramsey	Stanley
Clearman	Hartman	Rees	Stoddard
Darting	Horchem	Rigby	White
Dean	Johnston	Roberts	

Nays, none.

Absent or not voting, 15.

Baird	Brookins	Haskell	Schmedika
Bergman	Cavanaugh	Langfitt	Shaff
Bowman	Cessna	Mills	Shane
Breakenridge	Dotts	Reed	

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

On motion of Senator Gunderson House File No. 133, a bill for an act to define, license, and regulate children's boarding homes, was taken up and considered.

Senator Fulton offered the following amendment and moved its adoption:

Amend by inserting a period (.) after the word "home" in section 1, line 17, striking the remainder of the section and substituting therefor the following: "This definition shall not include any person who, without compensation, is caring for children for a temporary period."

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend section 1 by striking the semi-colon (;) after the word "corporations", striking the remainder of line 5 and part of line 6 to and including the word "any" and inserting in lieu thereof the words "other than".

The amendment was adopted.

Further action was deferred.

Senator Brookhart moved that the Senate adjourn until 9:30 a. m., Monday.

Senator Brookhart withdrew his motion.

By unanimous consent Senator Skromme was excused for the remainder of the day.

On motion of Senator Gilchrist Senate File No. 238, a bill for an act to require the clerk of the supreme court to account for fees, receipts, and collections not belonging to the state and to declare the duty of the auditor and treasurer of state in reference thereto, a committee bill, was taken up and considered.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Gilchrist moved that the vote by which the bill passed to its third reading be reconsidered, which motion prevailed.

Further action was deferred.

On motion of Senator Campbell House File No. 146, a bill for an act to amend sections fifty-five hundred seventy-five (5575), and fifty-five hundred seventy-seven (5577) of the Code, 1924, relating to township halls, was substituted for Senate File No. 121, taken up and considered.

The bill was read for information.

Senator Campbell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Benson
Bowman
Brookhart
Brookins
Browne
Campbell
Clark
Clearman
Darting

Dean
Ellis
Fackler
Fulton
Gilchrist
Goodwin
Gunderson
Hartman

Horchem
Johnston
Kimberly
Langfitt
McLeland
Nelson
Perkins
Ramsey

Rigby
Roberts
Shinn
Slemmons
Snook
Stanley
Stoddard
White

Nays, none.

Absent or not voting, 17.

Baird	Cessna	Mills	Schmedika
Bergman	Dotts	Reed	Shaff
Breakenridge	Haskell	Rees	Shane
Buser	Kern	Romkey	Skromme
Cavanaugh			

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

On motion of Senator Bowman, Senate File No. 152, a bill for an act to place a limit upon the hours of duty required of employees of fire departments in certain cities, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend section one (1) of the bill by striking out of the third line the words and figures "thirty-five thousand (35,000)" and inserting in lieu thereof the words and figures "twenty-five thousand (25,000)".

Amend section two (2) by striking out the word "chiefs" in the second line thereof and inserting the word "chief".

Amend by striking out all of section three (3).

Senator Buser offered the following amendment and moved its adoption:

Amend by striking from lines 3, 4, and 5 of section 1 the following: "cities acting under Commission Form of Government, cities acting under City Manager Plan of Government,".

The amendment was adopted.

The bill was read for information.

Senator Bowman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Benson	Darting	Johnston	Roberts
Bowman	Dean	Kimberly	Romkey
Brookhart	Ellis	Langfitt	Shinn
Brookins	Fackler	McLeland	Slemmons
Browne	Fulton	Nelson	Snook
Buser	Goodwin	Perkins	Stanley
Campbell	Gunderson	Ramsey	Stoddard
Clark	Hartman	Rigby	White
Clearman	Horchem		

Nays, none.

Absent or not voting, 16.

Baird	Cessna	Kern	Schmedika
Bergman	Dotts	Mills	Shaff
Breakenridge	Gilchrist	Reed	Shane
Cavanaugh	Haskell	Rees	Skromme

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

Senator Bowman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Perkins, House File No. 145, a bill for an act to amend section sixty-two hundred sixty-one (6261) of the Code, 1924, so as to provide for the anticipation of special taxes for cemetery purchase fund in cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Perkins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Benson	Ellis	Johnston	Roberts
Brookins	Fackler	Langfitt	Romkey
Browne	Fulton	McLeland	Shinn
Buser	Gilchrist	Nelson	Slemmons
Campbell	Goodwin	Perkins	Snook
Clark	Gunderson	Ramsey	Stanley
Clearman	Hartman	Rees	Stoddard
Darting	Horchem	Rigby	White
Dean			

Nays, none.

Absent or not voting, 17.

Baird	Cavanaugh	Kern	Schmedika
Bergman	Cessna	Kimberly	Shaff
Bowman	Dotts	Mills	Shane
Breakenridge	Haskell	Rees	Skromme
Brookhart			

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

SENATE CONCURRENT RESOLUTION NO. 12

Senator Brookins offered the following resolution :

Whereas, on January 29th, 1924, the executive council approved a resolution passed by the Board of Conservation on October 12th, 1923, requiring a tax or royalty to be collected on sand and gravel taken from meandered streams under jurisdiction of the Board of Conservation, and

Whereas, this resolution carried no exemption and went into effect within ten days, and

Whereas, the 40th Extra Session of the Iowa Legislature passed a resolution exempting from the operation of the first named resolution by the Board of Conservation, all sand and gravel which was to be used for the construction or maintenance of public improvements, including levees or drainage projects, until February 1st, 1925, now therefore

Be It Resolved by the Senate, the House concurring, that all sand and gravel which is to be used for the construction or maintenance of public improvements including levees or drainage projects shall be excepted from the operation of such resolution until February 1st, 1927.

The resolution was laid over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 16

Be It Resolved by the House of Representatives, the Senate concurring, That the Governor of Iowa be and is hereby directed to extend to the grief stricken areas, Illinois, Missouri and Indiana, a message of sympathy for the great loss of lives and property which has been visited upon them by the recent storm that has swept their states and offer them any assistance that the state of Iowa may be able to render, and that a copy of such message shall be spread in full upon the journal of the House and the Senate.

By unanimous consent on request of Senator Stoddard the resolution was taken up for consideration.

The resolution was adopted.

INTRODUCTION OF BILLS

Senate File No. 310, by committee on motor vehicles, a bill for an act to provide for the supervision and regulation by the board of railroad commissioners of this state, of persons engaged in the transportation of persons or property for hire by motor vehicles and for the enforcement of this act, and punishment for violation of the provisions thereof.

Read first and second times and placed on the calendar.

Senate File No. 311, by committee on motor vehicles, a bill for an act to repeal chapter two hundred fifty-two (252) of the Code, 1924, and to define motor carriers and to provide for the levy and collection of tax to be paid by such motor carriers for the maintenance and repair of highways and for the administration and enforcement of the provisions hereof.

Read first and second times and placed on the calendar.

HOUSE MESSAGES CONSIDERED

House File No. 104, a bill for an act to amend section five thousand nine hundred and eighty-four (5984) of the Code, 1924, relating to the power of cities to construct sewers and matters incidental thereto.

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

House File No. 108, a bill for an act to amend chapter six hundred twenty-five (625) of the Code, 1924, relating to security to keep the peace.

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

House File No. 139, a bill for an act to amend section forty-one hundred eighty-eight (4188) of the Code, 1924, relating to dissolution of consolidated school corporations.

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

House File No. 181, a bill for an act to amend section ten hun-

dred seventy-three (1073) of the Code, 1924, relating to the approval of bonds of certain officials.

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

House File No. 205, a bill for an act making an appropriation for the purpose of aiding in defraying the expenses of a national encampment of the United Spanish War Veterans to be held in this state.

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

House File No. 235, a bill for an act to amend section four thousand two hundred seventy (4270) of the Code, 1924, relating to school attendance.

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

House File No. 236, a bill for an act to repeal section forty-two hundred seventy-nine (4279), and to amend section forty-two hundred eighty (4280), Code, 1924, relative to school tuition.

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

House File No. 248, a bill for an act to amend sections sixty-five hundred eighty-eight (6588), sixty-five hundred ninety-two (6592) and sixty-six hundred (6600) of the Code, 1924, relating to tax levies in cities having the commission form of government.

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

House File No. 259, a bill for an act providing for the manner of service of original notices by registered mail in certain cases in which the amount in controversy does not exceed one hundred dollars (\$100.00).

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

House File No. 328, a bill for an act to amend section twelve thousand five hundred eighty-two (12582) of the Code, 1924, relating to guardianships.

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

House File No. 337, a bill for an act to repeal section fifty hundred twenty-two (5022) of the Code, 1924, and to enact a substitute therefor, relating to the use of the highway by vehicles.

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

House File No. 336, a bill for an act to repeal sections four thousand nine hundred eighty-eight (4988), four thousand nine hundred eighty-nine (4989), four thousand nine hundred ninety (4990), and four thousand nine hundred ninety-one (4991) of the Code, 1924, relating to motor vehicles, and to enact a substitute therefor.

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

House File No. 338, a bill for an act to amend section forty-eight hundred sixty-three (4863) of the Code, 1924, relating to motor vehicles.

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

House File No. 339, a bill for an act to amend section fifty hundred eighty-nine (5089) of the Code, 1924, relating to penalty for violation of the motor vehicle law.

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

House File No. 228, a bill for an act to amend, revise, and codify section eighty-five hundred ninety-two (8592) of the Code, 1924, relating to the reincorporation of nonpecuniary incorporations.

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

House File No. 305, a bill for an act to amend and revise sections sixty hundred eighty (6080) and sixty hundred eighty-one (6081) of the Code, 1924, relating to improving water courses in cities and towns.

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

AMENDMENTS FILED

MR. PRESIDENT: I move to amend Senate File No. 159 as follows:
Amend the title to read

"A BILL FOR

An Act to amend sections forty-seven hundred thirty-six (4736) and forty-seven hundred thirty-eight (4738) of the Code, 1924, relating to the maintenance of primary roads and the purchase of machinery; to create a primary road development fund, provide for the expenditure thereof, and to provide for the payment of interest and principal of primary road bonds."

Further amend by striking all after the enacting clause and substituting the following:

"Section 1. That section forty-seven hundred thirty-six (4736) of the Code, 1924, is hereby amended by striking out paragraphs one and two and substituting in lieu thereof the following:

"Primary roads outside of cities and towns, and along the corporation lines thereof, shall be maintained by the state highway commission under the patrol system. Bills for said work, when approved by the state highway commission, shall be paid from the primary road fund."

Sec. 2. That section forty-seven hundred thirty-eight (4738) of the Code, 1924, is hereby amended by adding to the end thereof the following:

"Road machinery purchased by any county out of the primary road fund, and government trucks or tractors used by any county for maintaining primary roads shall be turned over to the highway commission for use in maintaining the primary roads of said county."

Sec. 3. Before the primary road fund in any year is allotted among the counties, the federal aid road fund for said year and an equal amount of state funds shall be set aside to constitute the primary road development fund. Said primary road development fund shall be allotted among said counties of the state in which the primary roads have not been fully improved by grading, draining, bridging and graveling or other surfacing approved by the state highway commission, and in which the current allotment of the primary road fund is not sufficient to complete said work, or in which there are primary road bonds maturing in an amount, which, together with the maintenance of primary roads, exceeds the county's allotment of the primary road fund. Said

development fund allotment shall be made in the ratio that the area of each of such counties bears to the total area of all of such counties.

Sec. 4. The primary road development fund shall be spent under the jurisdiction of the state highway commission for the improvement of the primary roads of the county to which it is allotted, or in the retirement of primary road bonds of such county, and is hereby appropriated for said purpose.

In the expenditure of said fund the commission shall have power, independently, or in cooperation with the county board, to receive bids, award and execute contracts, purchase or institute and maintain proceedings for the condemnation of right of way, and proceed with the construction work. All the provisions of the primary road law, insofar as the same are applicable, shall apply to the work done and funds expended hereunder.

Sec. 5. The maturing interest and principal of primary road bonds heretofore or hereafter issued by any county shall be paid from said county's allotment of the primary road fund or the primary road development fund, as the case may be. Whenever any of said bonds or interest thereon are about to mature the commission shall prepare a voucher in favor of the county treasurer, and drawn against the said county's allotment of the primary road fund or primary road development fund, as the case may be, in the amount of said maturing interest and principal (if such amount remains in said allotments after setting aside, from the county's allotment of the primary road fund enough to maintain the primary roads of said county during said year). Said voucher shall be paid in the same manner as other claims payable from said funds. The funds so received by the county treasurer shall be used for paying the maturing interest and principal of primary road bonds, and for no other purpose.

Sec. 6. This act shall take effect on November 30, 1925, and be in force thereafter."

J. O. SHAFF.

MR. PRESIDENT: I move to amend S. F. 246 as follows: Strike out section four (4) and insert in lieu thereof the following: "This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Register, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Journal, a newspaper published in the city of Sioux City, Iowa."

B. M. STODDARD.

MR. PRESIDENT: I move to amend S. F. 247 by striking out section three (3) and insert in lieu thereof the following: "This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Tribune, a newspaper published in the city of Sioux City, Iowa."

B. M. STODDARD.

MR. PRESIDENT: I move to amend S. F. 249 as follows: Strike out section two (2) and insert in lieu thereof the following: "This act

being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Register, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Tribune, a newspaper published in the city of Sioux City, Iowa."

B. M. STODDARD.

The journal of March 20th was corrected and approved.

Senator Gilchrist moved that the Senate adjourn until 9:30 a. m. Monday.

Senator Stoddard moved to amend by making the hour 9 a. m. Monday.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 9 a. m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 23, 1925.

The Senate met in regular session, President Pro Tem Ed H. Campbell presiding.

Prayer was offered by Rev. Jas. E. Mathney, pastor of the Methodist church of Norwalk, Iowa.

On motion of Senator Shinn, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the committees designated:

By Senator Stoddard, from the Sorosis Club of Sioux City, favoring the program of the Iowa Good Roads Association. Highways.

By Senator Stoddard, from the town officers of Smithland, protesting the passage of House File No. 173, relative to pool and billiard tables. Cities and towns.

By Senator Shinn, from citizens of Logan, protesting House File No. 297, relative to the appointment of superintendent of public instruction by the Governor. Elections.

By Senator Schmedika, from citizens of Eagle Grove, favoring the compulsory reading of the Bible in public schools. Schools.

By Senator Roberts, from voters of Union county, favoring the reading of the Bible in public schools. Schools.

REPORTS OF COMMITTEES

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 57, a bill for an act to fix and determine the rights of parties to actions on obligations secured by mortgages or deeds

of trust on real estate, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by adding at the close of section 1 the following: "This section shall obtain as to every contract or agreement made on or after July 4th, 1925, any provision in any such contract or agreement to the contrary notwithstanding."

Also add the following as section 2:

"Sec. 2. No costs shall be taxed in favor of the plaintiff in any action to foreclose a real estate mortgage or deed of trust to land which was brought before the time fixed in the contract for the final maturity of the debt secured or sued on because of the claim of plaintiff that an accelerated maturity of such debt has happened on account of a default other than the non-payment of the principal when due, if the defendant shall plead and prove the following things:

(a). That he has tendered payment or performance of all of the broken conditions of the contract upon which the accelerated maturity of the debt is predicated, and

(b). That the plaintiff refused such tender.

(c). That defendant has deposited with the clerk of the courts where the action is pending all money necessary to make payment of such broken conditions, and offers to perform any decree which the court may make to insure compliance with every one of such broken conditions."

F. C. GILCHRIST, *Acting Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 139, a bill for an act relating to the regulation of employment offices or bureaus, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section one (1) by inserting after the word "employment" in line 15, the following: "by any voluntary association not operating for pecuniary profit, or".

Further amend said bill by striking therefrom sections two (2) and three (3).

F. C. GILCHRIST, *Acting Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 143, a bill for an act to amend section sixty-nine hundred forty-four (6944) of the Code, 1924, relating to exemptions or set offs to mortgagors of real estate, begs leave to report it has had the

same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the title by striking out of line one (1) the words "forty-four" and the figures "(6944)", and inserting in lieu thereof the words "fifty-nine" and the figures "(6959)".

Amend by striking all after the enacting clause and substituting therefor the following:

"Section 1. Section sixty-nine hundred fifty-nine (6959) of the Code, 1924, is hereby amended by adding at the end thereof the following: Every owner of real estate assessed under this section, upon which there is an unpaid mortgage, when assessed, shall, in addition to listing his real estate, also list with the assessor the amount of the mortgage upon such real estate with the name and address of the mortgagee, which shall be reported by the assessor as part of the assessment roll, and the auditor in computing the taxes on such real estate shall give such owner an exemption or set-off against his taxes on said real estate in an amount equal to six mills on the dollar based on the amount of the unpaid mortgage, unless said mortgage is claimed as a set-off against moneys and credits by the land owner."

F. C. GILCHRIST, *Acting Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 275, a bill for an act authorizing the transfer of certain funds in Cedar township, Monroe county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Acting Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 261, a bill for an act to amend, revise, and codify section 12282, Code, 1924, relating to appeals or writs of error from justice of the peace courts in proceeding of forcible entry and detainer, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Acting Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 68, a bill for an act to repeal sections ten thousand four hundred ninety-six to ten thousand five hundred one, both inclusive, of the Code, 1924, relating to adoption, and to enact a sub-

stitute therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Acting Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 239, a bill for an act authorizing certain counties to transfer county funds, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Acting Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 228, a bill for an act requiring real estate mortgages, when given as security for a note or other evidence of indebtedness, to contain a copy of the instrument or writing given to secure, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Acting Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 280, a bill for an act authorizing the transfer of certain funds in the town of Melrose, Monroe county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Acting Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 230, a bill for an act to amend, revise, and codify sections 11903 and 11904, Code, 1924, relating to the service of notice in proceedings for the administration of the estate of absentees, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Acting Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 198, a bill for an act to amend section 5974 of Code, 1924, relating to definitions in chapter entitled street improve-

ments, sewers and special assessments, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Acting Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 119, a bill for an act authorizing the counties to enter upon private owned property for purpose of prospecting for gravel, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Acting Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 272, a bill for an act to legalize a special election of the city of Webster City, Hamilton county, Iowa, held on March 22, 1920, and \$75,000 gas works bonds of said city, dated August 2, 1920, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Acting Chairman*.

Ordered passed on file.

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2 to which was referred Senate File No. 274, a bill for an act to amend the law as it appears in section fifty-six hundred ninety-four (5694) of the Code, 1924, relating to exception from civil service in cities under commission form of government, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2 to which was referred Senate File No. 283, a bill for an act to amend sections eighty-five hundred twenty-five (8525) and eighty-five hundred twenty-six (8526) of the Code, 1924, so as to bring the sale of certain contracts within the provisions of the Blue Sky law of the state of Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2 to which was re-

ferred Senate File No. 175, a bill for an act to amend section thirteen thousand six hundred seventy-eight (13678), Code, 1924, relating to the drawing of grand jurors in court, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 2 to which was referred House File No. 231, a bill for an act to legalize the renewal of the corporate period of the State Bank of Blairsburg, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 2 to which was referred Senate File No. 253, a bill for an act to amend section seven thousand two hundred twenty-five (7225) and section seven thousand two hundred thirty-two (7232), and to repeal section seven thousand two hundred twenty-seven (7227) and section seven thousand two hundred thirty-three (7233) of chapter three hundred forty-five (345) of title XVI (sixteen) of the Code, 1924, relating to the compensation of delinquent tax collectors and to the monthly apportionment of taxes and interest, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by adding immediately after section 4 the following:

"Sec. 4-a1. Capitol extension tax. All accounts in the office of the auditor of state and of the county auditors and treasurers of the several counties showing the amount of delinquent taxes levied under the authority of chapter fourteen (14), acts thirty-fifth (35th) general assembly, are hereby cancelled, and the amount of such delinquent taxes shall be transferred and added to the accounts showing the amount of delinquent taxes levied for general state purposes."

Further amend by striking out the title and by inserting in lieu thereof the following:

"A BILL FOR

An act to amend section seven thousand two hundred twenty-five (7225) and section seven thousand two hundred thirty-two (7232), and to repeal section seven thousand two hundred twenty-seven (7227) and section seven thousand two hundred thirty-three (7233), Code, 1924, relating to the compensation of delinquent tax collectors and to the

monthly apportionment of taxes and interest, and to cancel certain accounts relative to former levies for capitol extension."

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House.

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

House File No. 60, a bill for an act relating to the amount of indemnity to be paid the owners of breeding animals that are slaughtered following a test.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 140, a bill for an act relating to revision of ordinances.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 148, a bill for an act relating to the regulation of employment offices or bureaus.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 191, a bill for an act relating to the purchasing of city dump grounds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 201, a bill for an act relating to compensation of justices of the peace and constables.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 253, a bill for an act relating to listing of registered live stock for assessment.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 329, a bill for an act relating to printing names of candidates for ward aldermen on primary election ballot.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator Buser, House File No. 196, a bill for an act to amend section thirty-one hundred seventeen (3117) of the Code, 1924, relating to affidavits and samples furnished by dealers in commercial feeds, with report of committee recommending

passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Benson	Dotts	Lagnfitt	Shaff
Bergman	Ellis	McLeland	Shane
Breakenridge	Fackler	Mills	Shinn
Browne	Fulton	Nelson	Skromme
Buser	Goodwin	Perkins	Slemmons
Campbell	Gunderson	Ramsey	Snook
Clark	Haskell	Roberts	Stanley
Clearman	Horchem	Romkey	Stoddard
Darting	Johnston	Schmedika	White
Dean			

Nays, none.

Absent or not voting, 13.

Baird	Cavanaugh	Hartman	Reed
Bowman	Cessna	Kern	Rees
Brookhart	Gilchrist	Kimberly	Rigby
Brookins			

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

On motion of Senator Buser, Senate File No. 54, a bill for an act to define "express companies", to provide an annual occupation tax fee for such companies, and to fix and determine the duties of such companies with reference to such tax fee, having been ordered on the calendar under rule 35, was taken up and considered.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking the (.) after the word "state" in line seven (7) of section two (2) and insert in lieu thereof the following:

"which shall not include earnings derived from interstate and foreign commerce."

The amendment was adopted.

President Kimball took the chair at 9:35 a. m.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 11.

Brookhart	Gunderson	Romkey	Skromme
Browne	Nelson	Schmedika	Snook
Buser	Rees	Shinn	

Nays, 33.

Baird	Darting	Johnston	Rigby
Benson	Dean	Kern	Roberts
Bergman	Dotts	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookins	Goodwin	McLeland	Slemmons
Campbell	Hartman	Mills	Stanley
Cessna	Haskell	Perkins	Stoddard
Clark	Horchem	Ramsey	White
Clearman			

Absent or not voting, 6.

Bowman	Fackler	Gilchrist	Reed
Cavanaugh	Fulton		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Romkey the Senate went into executive session.

EXECUTIVE SESSION

On motion and roll call the Senate confirmed the appointment of Don Morse Griswold of Iowa City, Johnson county, as commissioner of public health for a term of four years, beginning July 1, 1925.

The Senate arose from executive session and resumed regular session.

SENATE CONCURRENT RESOLUTION NO. 12 CONSIDERED

Senator Brookins called up the following resolution for consideration and moved its adoption:

Whereas, on January 29, 1924, the executive council approved a reso-

lution passed by the board of conservation on October 12, 1923, requiring a tax or royalty to be collected on sand and gravel taken from meandered streams under jurisdiction of the board of conservation, and

Whereas, this resolution carried no exemption and went into effect within ten days, and

Whereas, the 40th extra session of the Iowa legislature passed a resolution exempting from the operation of the first named resolution by the board of conservation, all sand and gravel which was to be used for the construction or maintenance of public improvements, including levees or drainage projects, until February 1st, 1925, now therefore

Be It Resolved by the Senate, the House concurring, that all sand and gravel which is to be used for the construction or maintenance of public improvements including levees or drainage projects shall be excepted from the operation of such resolution until February 1st, 1927.

The resolution was adopted.

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

S. F. 259 MADE SPECIAL ORDER

By unanimous consent on request of Senator Shane, Senate File No. 259 was made a special order for 11 a. m. tomorrow (Tuesday).

THIRD READING OF BILLS

On motion of Senator Goodwin, Senate File No. 164, a bill for an act to amend the law as it appears in section eight thousand six hundred fifty-five of the Code, 1924, with reference to the deposit by life insurance companies to cover the valuation of policies, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking the word "or" as it occurs in line 6 of section 1 and substituting in lieu thereof the word "of".

Also amend by adding the letter "s" to the word "list" in line 12.

Also amend by striking the period at the end of the section, inserting a comma and adding the following:

"and shall be checked at least quarterly by the commissioner of insurance."

Senator Goodwin offered the following amendments and moved their adoption:

Amend the title by inserting after the words "fifty-five" the figures "(8655)"; also amend by inserting in line 2 of section 1 after the words "fifty-five" the figures "(8655)"; also amend by inserting in the last line of the bill after the words "forty-one" the figures "(8741)".

The amendments were adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Benson	Ellis	Kimberly	Rigby
Bergman	Fackler	Langfitt	Romkey
Breakenridge	Fulton	McLeland	Schmedika
Browne	Goodwin	Mills	Shaff
Campbell	Hartman	Nelson	Shane
Clark	Haskell	Perkins	Stanley
Darting	Horchem	Ramsey	Stoddard
Dean	Johnston	Reed	White
Dotts	Kern	Rees	

Nays, 3.

Brookhart	Buser	Shinn
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Absent or not voting, 12.

Baird	Cavanaugh	Gilchrist	Skromme
Bowman	Cessna	Gunderson	Slemmons
Brookins	Clearman	Roberts	Snook

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Romkey, House File No. 7, a bill for an act to amend the law as it appears in section eighty hundred fifty-six (8056), of the Code of Iowa, 1924, relating to railroads, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 1, lines 4 to 8 inclusive, and inserting therefor the word "provided".

Further action was deferred.

BILLS WITHDRAWN

By unanimous consent Senator Campbell withdrew Senate File No. 121 from further consideration.

By unanimous consent Senator Perkins withdrew Senate File No. 148 from further consideration.

By unanimous consent Senator Brookhart withdrew Senate Files Nos. 9 and 126 from further consideration.

The Journal of March 21st was corrected and approved.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

There being a call of the Senate the roll was called, which revealed the presence of all members except Senators Bowman and Mills.

HOUSE MESSAGES CONSIDERED

House File No. 60, a bill for an act to amend section twenty-six hundred seventy-one (2671) of the Code, 1924, relating to the amount of indemnity to be paid the owners of breeding animals that are slaughtered following a test.

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

House File No. 140, a bill for an act to amend section five thousand seven hundred twenty-one (5721) of the Code, 1924, relating to revision of ordinances.

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

House File No. 148, a bill for an act to amend the provisions of chapter seventy-seven (77) of the Code, 1924, and to make further provision for the regulation of employment offices or bureaus.

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

House File No. 191, a bill for an act to amend section sixty-two hundred eleven (6211) and section sixty-two hundred sixty-one (6261) of the Code, 1924, relating to the purchasing of city dump grounds.

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

House File No. 201, a bill for an act to amend subsection two (2) of section ten thousand six hundred thirty-nine (10639) of the Code, 1924, relating to compensation of justices of the peace and constables.

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

House File No. 253, a bill for an act relating to listing of registered live stock for assessment, additional to chapter three hundred thirty-one (331) of the Code, 1924.

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

House File No. 329, a bill for an act to amend section six hundred forty-three (643) of the Code, 1924, relating to printing names of candidates for ward aldermen on primary election ballot.

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

REPORT OF SPECIAL COMMITTEE

MR. PRESIDENT: Your special committee which was appointed to consider House File No. 1, a bill for an act authorizing the executive council to rent suitable office space for the use of the state government and providing an appropriation therefor, begs leave to report that it has con-

sidered the matter. It recommends that section 2 of the bill be amended by striking the word "ten" from line 3 of said section and by inserting in lieu thereof the word "five"; also that section 3 of the bill be amended by striking the word "ten" from the third line thereof and by inserting the word "five" in lieu thereof; and also that section 4 of the bill be amended by striking the words "Des Moines Register" in line 3 thereof and by inserting in lieu thereof the words "Iowa Legionaire" and also by striking the word "Capital" from line 4 of section 4 of the bill and by inserting in lieu thereof the word "Record".

Your committee reports the bill as so amended without recommendation, except that it be referred to the committee on appropriations.

F. C. GILCHRIST, *Chairman*.

Passed on file.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 296, a bill for an act to provide an appropriation of \$350.00 to indemnify the Midwest State Bank of Sioux City, Iowa, because of the payment of a certain bonus warrant for an Iowa state bonus, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section one (1) by striking from lines two (2) and three (3) the words "not otherwise appropriated", and insert the following: "in the Iowa state bonus fund."

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 298, a bill for an act to appropriate the sum of \$815.48 to reimburse Joseph Kelso, Jr., of Bellevue, Iowa, for expenses incurred by him while a member of the board of conservation, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 299, a bill for an act to provide an appropriation of \$1,000 to indemnify Wilfred Hirt for damages alleged to have resulted from a collision between the claimant's automobile and a horse owned by the federal government, and assigned to the Iowa National Guard,

begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 285, a bill for an act making an appropriation for the purpose of erecting a monument in the city park at Oskaloosa, Mahaska county, Iowa, in memory of Cyrus W. West, the first Iowa soldier killed in the civil war, begs leave to report it has had the same under consideration and returns the bill without recommendation.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Bowman appeared in the Senate chamber.

By unanimous consent Senator Mills was excused temporarily from the call of the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House Files Nos. 292, 389, 21, 23, 25.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 333, a bill for an act relative to the holding of hearings by the state department of health on complaints relative to the pollution or corruption of streams and water.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 266, a bill for an act making an appropriation for the purchase and erection of suitable markers to mark the permanent train-

ing encampment places in the United States during the Spanish-American War of regiments of Iowa soldiers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 296, a bill for an act legalizing the sale by the town of Alvord, Iowa, of its electrical distribution and transmission system to the Northwestern Light and Power Company.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 152, a bill for an act to make an appropriation to pay the claim of the city of Iowa City, for repairing and paving certain streets adjacent to the property of the state university, located in Iowa City, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 354, a bill for an act relating to acknowledgements within state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 367, a bill for an act relating to neglected and dependent children and widows' aid.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 214, a bill for an act relating to cooperative associations, and to authorize such associations to do business with non-members.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 331, a bill for an act relating to fees charged by sheriffs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 318, a bill for an act relating to the management by the board of supervisors of lands belonging to the school fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 55, a bill for an act to appropriate six thousand five hundred twenty dollars and eighty-six cents (\$6,520.86) for the purpose of paying drainage assessments against state owned land in connection with the drainage of Mud Lake.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 386, a bill for an act to legalize certain appropriations made by the town council of Bellevue, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 230, a bill for an act to appropriate fourteen thousand five hundred seventy-eight dollars (\$14,578.00) for the purpose of purchasing seventy-eight and eighty one-hundredths (78.80) acres of land in Mills county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 376, a bill for an act to legalize the action of the board of supervisors of Linn county, Iowa, in connection with the letting of contracts for certain bridges and culverts and to legalize such contracts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 288, a bill for an act to legalize the issuance of a warrant issued by the county treasurer of Plymouth county for the payment of a culvert constructed by the town of Hinton.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 172, a bill for an act to legalize a certain warrant issued by the town council of Bellevue, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 224, a bill for an act to authorize guardians, administrators, trustees, receivers, state and savings banks, trust companies and insurance companies to invest in bonds issued under and by virtue of the Federal Farm Loan Act, approved by the President of the United States July 17, 1916.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 249, a bill for an act authorizing the executive council to purchase an enlarged military photograph as a permanent memorial of Iowa soldiery in the world's war to be placed in the corridor of the capitol building, and making an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 137, a bill for an act making an appropriation to procure, transport, dedicate and transfer to the United States in the National Military Park at Vicksburg, Mississippi, a memorial portrait bust of Iowa's war Governor, Samuel J. Kirkwood, and to provide a fund for the repair of the Iowa state memorial located in said park.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 162, a bill for an act legalizing corporations which failed to publish notice within the time required by law and whose articles of incorporation were defective.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 153, a bill for an act to appropriate sufficient funds to

pay the maintenance tax against state lands in Drainage District No. 13 located in Muscatine and Louisa counties, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 23, a bill for an act relating to paroles.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 207, a bill for an act relative to marginal notations of releases of mortgages and contracts, upon the margin of the record thereof.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 379, a bill for an act to repeal chapter 252 of the Code, 1924, and to define motor carriers and to provide for the levy and collection of tax to be paid by such motor carriers for the maintenance and repair of highways and for the administration and enforcement of the provisions hereof.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 380, a bill for an act to provide for the supervision and regulation by the board of railroad commissioners of this state, of persons engaged in the public transportation of persons or property for hire by motor vehicles and for the enforcement of this act, and punishment for violation of the provisions thereof.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

The Senate resumed consideration of House File No. 7.

Senator Mills appeared in the Senate chamber and the call was declared to be complete.

On the question "Shall the amendment offered by Senator Fulton be adopted?" the vote was:

Ayes, 13.

Bowman	Clearman	Fackler	Rees
Brookhart	Dean	Fulton	Schmedika
Browne	Dotts	Nelson	Shinn
Buser			

Nays, 35.

Baird	Brookins	Clark	Goodwin
Benson	Campbell	Darting	Hartman
Bergman	Cavanaugh	Ellis	Haskell
Breakenridge	Cessna	Gilchrist	Horchem

Johnston
Kern
Kimberly
Langfitt
McLeland

Mills
Perkins
Ramsey
Reed
Rigby

Roberts
Romkey
Shaff
Shane
Slemmons

Snook
Stanley
Stoddard
White

Absent or not voting, 2.

Gunderson Skromme

The amendment was lost.

Senator Buser offered the following amendment and moved its adoption:

Amend by inserting after the word "point" in line 6 of section 1 the following: "through which they pass".

By unanimous consent on request of Senator Buser, the words "or originate" were inserted after the word "pass".

Senator Cavanaugh offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting after the word "pass" the following: ", terminate".

The amendment to the amendment was adopted.

The amendment was adopted.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by inserting a comma before the word "may" in line 6 and the words "when in their judgment the public interest requires".

The amendment was lost.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by striking from line 14 the word "rate" and inserting in lieu thereof the words "freight and passenger rates".

The amendment was adopted.

Senator Cessna offered the following amendment and moved its adoption:

Amend by adding after the word "industry" in line 9 the words "or any commodity" and after the word "industry" in line 10 the words "or commodity".

The amendment was adopted.

The bill was read for information:

Senator Romkey moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Dotts	Kern	Roberts
Benson	Ellis	Kimberly	Romkey
Bergman	Fackler	Langfitt	Schmedika
Breakenridge	Gilchrist	McLeland	Shaff
Campbell	Goodwin	Perkins	Shane
Cavanaugh	Gunderson	Ramsey	Snook
Cessna	Hartman	Reed	Stanley
Clark	Haskell	Rees	Stoddard
Darting	Horchem	Rigby	White
Dean	Johnston		

Nays, 11.

Bowman	Buser	Mills	Skromme
Brookhart	Clearman	Nelson	Slemmons
Browne	Fulton	Shinn	

Absent or not voting, 1.

Brookins

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

Senator Romkey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

CONSIDERATION OF REPORTS OF SPECIAL COMMITTEE ON S. F. 135 AND 39

The Senate resumed consideration of the majority and minority reports of the special committee on Senate Files Nos. 135 and 39 (page 645, Senate Journal).

The proposed substitute for the bill recommended in the minority report (page 696, Senate Journal) was considered.

Senator Brookhart offered the following amendment to the proposed substitute and moved its adoption:

Amend by renumbering section 13 as section 14 and inserting the following as section 13:

"Sec. 13. Where counties have issued or shall hereafter issue bonds as provided in chapter 242, Code, 1924, to improve secondary roads the portion of the license fee allotted to such counties for use on the county road system may be used to pay the interest on such bonds and to retire the bonds."

The amendment was adopted.

Senator Fackler moved the previous question on the proposed substitute, which motion prevailed.

On motion of Senator Shane, Senator Buser's time in closing was extended ten minutes.

On the question "Shall the bill offered by Senator Buser be substituted for the bill proposed by the minority report?" the vote was:

Ayes, 22.

Bowmen	Campbell	Gunderson	Reed
Breakenridge	Cessna	Hartman	Schmedika
Brookhart	Dean	Kern	Shinn
Brookins	Dotts	McLeland	Skromme
Browne	Fackler	Nelson	Slemmons
Buser	Gilchrist		

Nays, 28.

Baird	Ellis	Langfitt	Romkey
Benson	Fulton	Mills	Shaff
Bergman	Goodwin	Perkins	Shane
Cavanaugh	Haskell	Ramsey	Snook
Clark	Horchem	Rees	Stanley
Clearman	Johnston	Rigby	Stoddard
Darting	Kimberly	Roberts	White

Absent or not voting, none.

The substitution was lost.

Senator Ellis moved the previous question, which motion prevailed.

On the question "Shall the minority report be substituted for the majority report?" the vote was:

Ayes, 20.

Bowman	Campbell	Gilchrist	Schmedika
Brookhart	Cessna	Gunderson	Shinn
Brookins	Dean	Hartman	Skromme
Browne	Dotts	McLeland	Slemmons
Buser	Fackler	Nelson	Snook

Nays, 30.

Baird	Ellis	Langfitt	Roberts
Benson	Fulton	Mills	Romkey
Bergman	Goodwin	Perkins	Shaff
Breakenridge	Haskell	Ramsey	Shane
Cavanaugh	Horchem	Reed	Stanley
Clark	Johnston	Rees	Stoddard
Clearman	Kern	Rigby	White
Darting	Kimberly		

Absent or not voting, none.

The substitution was lost.

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

Ayes, 33.

Baird	Ellis	Kimberly	Rigby
Benson	Fulton	Langfitt	Roberts
Bergman	Goodwin	McLeland	Romkey
Breakenridge	Hartman	Mills	Shaff
Brookhart	Haskell	Perkins	Shane
Cavanaugh	Horchem	Ramsey	Stanley
Clark	Johnston	Reed	Stoddard
Clearman	Kern	Rees	White
Darting			

Nays, 17.

Bowman	Cessna	Gilchrist	Shinn
Brookins	Dean	Gunderson	Skromme
Browne	Dotts	Nelson	Slemmons
Buser	Fackler	Schmedika	Snook
Campbell			

Absent or not voting, none.

The report was adopted.

Senator Browne moved that the Senate adjourn until 9:30 a. m. Tuesday, which motion was lost.

Senator Ellis moved that the following bill proposed by the ma-

majority report be read the first and second times now, which motion prevailed:

Senate File No. 312, by special committee:

A bill for an act imposing a license fee on gasoline used or sold for use in the state of Iowa, providing for the payment, collection, refund, distribution and expenditure thereof; fixing a standard for gasoline sold for use in the state and providing for penalties for violations of the law.

Senator Ellis moved that the rules be suspended and the bill read a third time now, which motion prevailed.

On the question "Shall the bill pass?" the vote was

Ayes, 34.

Baird	Fulton	McLeland	Romkey
Benson	Goodwin	Mills	Schmedika
Bergman	Hartman	Perkins	Shaff
Breakenridge	Haskell	Ramsey	Shane
Cavanaugh	Horchem	Reed	Snook
Clark	Johnston	Rees	Stanley
Clearman	Kern	Rigby	Stoddard
Darting	Kimberly	Roberts	White
Ellis	Langfitt		

Nays, 15.

Brookhart	Campbell	Fackler	Shinn
Brookins	Cessna	Gilchrist	Skromme
Browne	Dean	Gunderson	Slemmons
Buser	Dotts	Nelson	

Absent or not voting, 1.

Bowman

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

Senator Ellis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Browne the call of the Senate was raised.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate Files Nos. 21, 132 and 144.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

HOUSE MESSAGES CONSIDERED

House File No. 266, a bill for an act making an appropriation for the purchase and erection of suitable markers to mark the permanent training encampment places in the United States during the Spanish-American War of regiments of Iowa soldiers.

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

House File No. 333, a bill for an act to amend the law as it appears in sections twenty-one hundred ninety-nine (2199) and twenty-two hundred one (2201) of the Code, 1924, relative to the holding of hearings by the state department of health on complaints relative to the pollution or corruption of streams and water.

Read first and second times and referred to committee on public health.

House File No. 296, a bill for an act legalizing the sale by the town of Alvord, Iowa, of its electrical distribution and transmission system to the Northwestern Light and Power Company.

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

House File No. 152, a bill for an act to make an appropriation to pay the claim of the city of Iowa City, for repairing and paving certain streets adjacent to the property of the state university, located in Iowa City, Iowa.

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

House File No. 354, a bill for an act to amend section ten thousand eighty-five (10085) of the Code, 1924, relating to acknowledgments within the state.

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

House File No. 367, a bill for an act to repeal sections thirty-six hundred eighteen (3618), thirty-six hundred nineteen (3619), thirty-six hundred forty-one (3641), and thirty-six hundred forty-three (3643), Code, 1924, relating to neglected and dependent children and widows' aid, to enact a substitute therefor, and to provide for recovery by the county in certain cases of sums paid for widows' aid.

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

House File No. 214, a bill for an act to amend sections eighty-four hundred eighty-six (8486), eighty-four hundred eighty-seven (8487) and eighty-five hundred six (8506) of the Code, 1924, relating to cooperative associations, and to authorize such associations to do business with non-members.

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

House File No. 331, a bill for an act to amend section fifty-one hundred ninety-one (5191) of the Code, 1924, relating to fees charged by sheriffs.

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

House File No. 318, a bill for an act to amend section forty-four hundred eighty-three (4483), Code 1924, relating to the management by the board of supervisors of lands belonging to the school fund.

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

House File No. 55, a bill for an act to appropriate six thousand five hundred twenty dollars and eighty-six cents (\$6520.86) for the purpose of paying drainage assessments against state owned land in connection with the drainage of Mud Lake.

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

House File No. 380, a bill for an act to provide for the supervision and regulation by the board of railroad commissioners of this state, of persons engaged in the public transportation of persons or property for hire by motor vehicles and for the enforcement of this act, and punishment for violation of the provisions hereof.

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

House File No. 379, a bill for an act to repeal chapter 252 of the Code, 1924, and to define motor carriers and to provide for the levy and collection of tax to be paid by such motor carriers for the maintenance and repair of highways and for the administration and enforcement of the provisions hereof.

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

House File No. 386, a bill for an act to legalize certain appropriations made by the town council of Bellevue, Iowa.

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

House File No. 230, a bill for an act to appropriate fourteen thousand five hundred seventy-eight dollars (\$14,578.00) for the purpose of purchasing seventy-eight and eighty one-hundredths (78.80) acres of land in Mills county, Iowa.

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

House File No. 224, a bill for an act to authorize guardians, administrators, trustees, receivers, state and savings banks, trust companies and insurance companies to invest in bonds issued un-

der and by virtue of the Federal Farm Loan Act, approved by the President of the United States July 17, 1916.

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

House File No. 288, a bill for an act to legalize the issuance of a warrant issued by the county treasurer of Plymouth county for the payment of a culvert constructed by the town of Hinton.

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

House File No. 172, a bill for an act to legalize a certain warrant issued by the town council of Belleveue, Iowa.

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

House File No. 376, a bill for an act to legalize the action of the board of supervisors of Linn county, Iowa, in connection with the letting of contracts for certain bridges and culverts and to legalize such contracts.

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

House File No. 249, a bill for an act authorizing the Executive Council to purchase an enlarged military photograph as a permanent memorial of Iowa soldiery in the World's War to be placed in the corridor of the Capitol Building, and making an appropriation therefor.

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

REPORT OF BUDGET DIRECTOR

To the General Assembly of Iowa in its Forty-first session assembled:

Concurrent resolution No. 8, appearing in the House Journal of February 24, 1925, directs the Director of the Budget to submit to you a report dealing with the organizations and functions of the various state departments. The following is in compliance therewith.

It is perhaps in order to first inform you that the Budget department is now engaged in an examination and audit of the several institutions and departments, under the authority contained in the budget law. An examining force is in the midst of this work, both at Ames and Iowa City, as well as in other departments and institutions. Our effort in this particular is intended not only to audit the accounts, but to examine into the functions, organization, efficiency, results obtained, and the cost thereof, as well; and to make the compiled result of such audit and examination the basis for certain economy recommendations, such as is undoubtedly contemplated in the joint resolution referred to, as well as by the applicable provisions of the budget law. However, because of the pressure imposed upon the budget department by the limited time in which to prepare and compile the budget report and appropriation bill, it was not possible to undertake the departmental work until a comparatively recent date. Therefore it will be necessary to limit the report which you have called for in your concurrent resolution to a more or less general statement.

It is, of course, unnecessary to call your attention to the fact that salaries and supplies make up the major portion of the state's expenditures; and that substantial economy must, for the most part, deal with these two items.

Under the existing arrangement, one of the greatest forces for economy and efficiency lies in inter-departmental co-operation, the voluntary co-ordination of effort in carrying out the various functions and activities of the State. The manner in which this can best be done upon a large scale can only be determined after a thorough analysis of the respective departments has been completed, and then considered in connection with the combined organizations, duties and functions of all departments. As has been stated in a previous paragraph such an analysis or examination is under way at the present time.

It is already apparent that much can be accomplished in this particular. For example, at some time during each year there is what might be termed a "peak load" for the various departments, and it is apparent that in many departments this period of maximum effort furnishes the basis for the number of permanent employees in such departments. These "peak load" periods do not always come to each department at the same time and it is quite probable, therefore, that a plan can be devised which will permit the shifting of certain classes of employees between departments during certain times of the year, and thus be the means of bringing about a substantial reduction in the total number of employees. It is largely a matter of adopting the rule that a state employee is working for the state as a whole, rather than in a particular

position in a given department, and that he or she is subject to other assignments of duty, when in the interests of economy and efficiency it is deemed advisable and necessary.

Also, in this connection, it seems proper to suggest that you should define what we are to henceforth consider as a day's work on the part of state employees. It is believed that eight hours, except on Saturdays, is not unreasonable, and it is recommended to you for consideration.

As a result of some investigation, it is apparent that there has been a serious lack of co-operation between the purchasing agents for the various departments and boards. The agents for the Board of Control, State College, State University, Normal School and State departments, were recently called together for a conference on this matter of co-ordinated buying. It was the first such meeting these agents had ever attended. They were enthusiastic about the possibilities involved in a concentrated effort on their part, and accepted suggestions with the greatest of interest. In a short time a co-ordination of effort and buying power will result, which is certain to mean the saving of many thousands of dollars annually to the State.

There are some specific items which are entitled to serious consideration, but it is questionable whether sufficient information is available at the moment to enable you to act intelligently in the matter of remedial measures. Rather they are such as to merit extended investigation during the ensuing months, both on the part of the members of the General Assembly and this department, for the purpose of taking decisive action with regard to them at a later date.

For example:

INSPECTORS AND FIELD MEN

At the present time there are one hundred seventy-two inspectors and field representatives traveling throughout the state on state business. Their aggregate cost is approximately \$633,340.00, biennially.

A suggested measure of economy is to devise zones or districts throughout the state and domicile one or more state employees within each zone or district, whose duty it will be to take care of all the state's business, with reasonable exceptions, arising within the respective zones or districts. Reports could be submitted to a central point, or to the particular department, whose business was involved.

There would of necessity be certain exceptions to such an arrangement, such as the banking department and bureau of criminal investigation.

A detailed statement showing these employees by departments, and their respective salaries, is attached to this report.

STATE AID AND FREE SERVICE

Your attention is directed to the alarming increase in the matter of "State Aid" to schools, associations and organizations.

For the two year period ending June 30, 1914, the total amount of

State Aid for all purposes was \$221,573.19; for the two year period ending June 30, 1918, it was \$755,648.52; for the biennial period ending June 30, 1927, it will total \$3,180,500.00. A statement showing the details of the foregoing amounts is attached to this report. The above does not include extension rendered by Iowa State College of Mechanic Arts.

The questions which at once arise are these—what are the benefits accruing from State Aid; are they commensurate with the aggregate cost to the State; and if State Aid it to be continued what limitations, if any, are to be observed in future years?

CONSOLIDATIONS

For the immediate present it is not deemed advisable to recommend a very extensive program of departmental consolidations, for two reasons. First: Recommendations dealing with this measure of economy should only be made after the most painstaking and thorough investigation, and second: Any such recommendations would doubtless meet with strenuous opposition from the departments affected, and at this late hour of the present session might serve to prolong it beyond reason, which would result in a cost to the state that could easily exceed the savings involved in the proposed consolidations.

There are, however, some minor changes which it is thought advisable to bring to your attention at this time.

COMMERCE COUNSEL

It is the general consensus of opinion that the legal affairs of the state should devolve upon the Department of Justice. With this thought in mind it is suggested that the department of the Commerce Counsel might well be merged with the Department of Justice, thus effecting a saving in both salaries and office space.

VALUATION DEPARTMENT

Your attention is directed to the comment concerning the Valuation Department, which will be found on page 33 of the Budget Report. There is some apparent reason for believing that this department as a whole is of doubtful value to the state. This is particularly true with regard to the Valuation Counsel employed by the department, at a salary of \$3,000.00 annually, plus traveling and other expenses. It would seem that the duties of such counsel are so closely allied with the Department of Justice that there would be no need for the services of a special counsel in the Valuation Department.

It is recommended that no appropriation be made for a counsel in the Valuation Department, nor for the traveling expenses of such a counsel.

STATE LIBRARY

There at present exists the department of the State Library and also

the State Library Commission. The former has numerous departments with directing heads, while the latter has charge of the traveling library work. It is hoped to work out a more simplified and less expensive method of handling the work of these two departments.

DEPARTMENT OF HEALTH

It is suggested that the Housing and Sanitary departments in the Department of Health be consolidated, and that the Secretary of the Board of Health act also as the director of the Venereal disease department. It is believed that greater efficiency and a considerable saving will result.

PUBLIC HEALTH WORK

During the calendar year 1924 the State Board of Health expended a total of \$64,315.59 for public health service. During the same period the State University, Extension Division, expended for a like purpose \$63,943.29, of which \$30,928.01 was from state appropriations.

For the fiscal year ending June 30, 1925, the Iowa State College at Ames set aside \$14,570.00 for public health service, of which \$1,870.00 was from state funds.

The state board of control expends \$5,000.00 of state funds, annually for public health service, and the Iowa Tuberculosis Association, which is not a state department, but which is doing public health work within the state, expends approximately \$42,000.00 annually, the amount being derived from the sale of tuberculosis Christmas seals. In addition to this, local tuberculosis associations expend approximately \$52,000.00 annually, which is also raised by the sale of Christmas seals.

The total amount expended within the State for public health service from sources, both public and semi-public, is, therefore, more than \$242,000.00 annually. A communication from the health department outlining the expenditures as above set out is attached to this report. It is included for the purpose of calling to your attention the diversity of effort.

The suggestion is that it might prove to be advisable to concentrate the state's expenditures for public health service in one department, namely, the Department of Health.

MOTOR VEHICLE DEPARTMENT

This department is composed of one superintendent, eight inspectors and thirty-three clerks and stenographers, at an expense of approximately \$190,700.00 for the biennium, the office of said department being located in the State House.

Each county of the state employs an auto clerk, some of the larger counties employing two or three, at an expense of approximately \$250,000.00 biennially.

The above two items are almost an exact duplication.

The chief work of the Motor Vehicle Department is to check the reports of the various county treasurers for correctness and to certify to the amount of motor vehicle funds in the treasury of each county. The

county examiners of the state auditor's department also check these same accounts in the offices of the various county treasurers for the purpose of determining that the county treasurer has properly accounted for all of the auto funds collected by them. In addition to both of these audits and checks a state accountant from the office of the Director of the Budget audits certain of the records of the Motor Vehicle Department for the purpose of determining definitely the amount which is to be credited to the Primary Road Fund.

This entire procedure makes apparent a very expensive duplication all along the line, which it is hoped to remedy, but like all activities of this character it requires time to reorganize such a department or service and put it upon a more efficient and less expensive basis.

We also desire to call your attention to the expenses incurred in the publication of delinquent registration fees for motor vehicles, for the years 1922 and 1923, viz.:

The 1922 lists published in 1923 cost the State of Iowa.....\$18,748.88
 The county treasurers collected from delinquent motor owners.\$11,141.00
 Leaving a deficit paid by the State of.....\$ 7,607.88
 The fee collected for such publications by the county treasurers

from each owner was.....\$ 2.00

The fee allowed the papers for publishing such notice is 40% per item two columns wide, and 60% per item three columns wide, in the year 1924.

For 1923 40 cents per item was allowed.

The 1923 lists published in 1924 cost the State of Iowa.....\$26,789.69
 The county treasurers collected from such publication expense
 from delinquent motor owners of.....\$12,101.90

Leaving a deficit paid by the State.....\$14,687.79

The total salaries paid inspectors for the year 1924 amounted
 to the sum of.....\$11,753.22

The total traveling expenses paid for the inspectors, amount
 to\$11,676.55

Making a total of.....\$23,429.77

CHILD WELFARE

We are informed that there is a bill before the General Assembly, covering and embracing all child welfare work of the state. We wish to inform you there is in the state appropriation bill an allowance to Iowa University for child welfare the sum of Seventy-one Thousand Five Hundred Dollars (\$71,500.00) for the ensuing biennium. This matter is called to your attention that you may guard against duplication of expenditures for child welfare work.

In the last analysis real economy is more nearly a matter of administration than legislation.

Greater economy and efficiency is obtainable from the sincere co-operation of all departments and all employees than from any means immediately available. Therefore it is reiterated that the most urgent demand at the present time is for a thorough system of co-operation and co-ordination.

It has been emphatically called to attention that the citizens of Iowa are rapidly becoming committed to rigid economies in matters of local administration. The state, in its affairs, should set a noteworthy example during the ensuing biennium, and constitute itself the mentor for the hundreds of municipalities throughout the state, which are striving to make the cost of public affairs less burdensome.

It is to be said in conclusion that it is the Department's ambition to prepare a report for the succeeding General Assembly which will comply in a more comprehensive way with the thought and purpose back of the joint resolution referred to herein. Many officials and department heads have volunteered their experience and co-operation in an attempt to bring about a harmonious co-ordination of activities and duties. It should result in the accomplishment which is being strived for, namely, a maximum of efficiency at a minimum of expenditure.

E. L. HOGUE,

Director of the Budget.

INSPECTORS AND FIELD MEN EMPLOYED BY STATE DURING 1925

Railroad Commission

Signal Engineer	\$ 2,400.00
Electrical Engineer	2,700.00
Assistant Electrical Engineer.....	1,500.00
Assistant Signal Engineer	1,500.00
Inspector and Adjuster	2,400.00
Valuation Council ½ time.....	3,000.00
Valuation Agent	2,400.00
Valuation Agent	3,600.00
Valuation Agent	2,400.00
Inspector and Tax Clerk.....	1,800.00

Attorney General

3 State Agents, at \$2,000.00.....	6,000.00
9 Peace Officers, at \$1,500.00 to \$2,500.00.....	17,300.00
4 Cigarette Inspectors, at \$1,500.00.....	6,000.00

Department of Health

Housing Commissioner	2,700.00
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Board of Control

7 State Agents, at \$1,320.00.....	9,240.00
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Board of Education

1 State Agent	1,500.00
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Board of Parole

2 State Agents, at \$2,000.00.....	4,000.00
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Bureau of Labor

4 Inspectors, at \$1,800.00.....	7,200.00
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Agricultural Department

30 Inspectors, at \$2,100.00.....	63,000.00
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2 Inspectors, at \$1,800.00.....	3,600.00
4 Vet. Tub. Inspectors, at \$1,800.00.....	7,200.00
1 Vet. Tub. Inspector, at \$2,600.00.....	2,600.00
Superintendent of Public Instruction	
3 Inspectors, at \$2,700.00.....	8,100.00
Fire Marshal	
2 Assistant Deputies, at \$1,800.00.....	3,600.00
1 Fire Marshal	2,700.00
1 Deputy	2,000.00
Mine Inspectors	
3 Mine Inspectors, at \$2,700.00.....	8,100.00
88 Field Men	\$178,540.00
Estimated amount traveling expense for above Field Men..	\$135,000.00

TRUST DEPARTMENTS

Banking Department	No.	Annual Salary	Total
Examiners	8	\$3,800.00	\$ 30,400.00
Examiners	5	3,000.00	15,000.00
Examiners	1	2,400.00	2,400.00
Examiners	3	2,100.00	6,300.00
Examiners	2	1,800.00	3,600.00
Examiners	3	1,500.00	4,500.00
Examiners	2	1,200.00	2,400.00
Motor Vehicle Department			
Inspectors	8	1,500.00	12,000.00
Fish and Game Department			
Assistant Wardens	2	1,600.00	3,200.00
Auditor of State			
Co. & Mun. Examiners.....	32		73,000.00
Insurance Department			
Examiners	16 *Regular		65,000.00
	2 *Special		
*Including Traveling Expenses			
Totals	84 Examiners		\$217,800.00

Estimated expenses for above Examiners.....\$102,000.00

STATEMENT OF COMPARISON OF STATE AID

	Biennium	Biennium	Estimated
	Ending	Ending	Ending
	6-30-14	6-30-18	6-30-27
Beef Producers Association.....\$	6,999.59	\$ 8,008.79	\$ 12,500.00
Corn and Small Grain Growers..		1,648.87	7,500.00
State Dairy Association.....	7,556.64	8,917.40	11,100.00
Farmers Inst. & Short Courses.	15,451.57	11,620.80	12,500.00
State Poultry Breeders Assn....			1,000.00
County Poultry Breeders Assn...			16,000.00

Agricultural Soc. (County Fairs)	41,065.49	112,581.66	320,000.00
Supt. of Public Instruction			
Consolidated Schools.....		191,149.07	300,000.00
Teachers Training Schools....	141,100.00	242,250.00	300,000.00
Standard Schools.....			300,000.00
Rural Mining Camp Schools...			70,000.00
Normal Institutes.....	9,400.00	4,450.00	9,900.00
Schools for the Deaf.....			20,000.00
University Hospital.....		175,021.93	1,800,000.00
	<hr/>	<hr/>	<hr/>
	\$221,573.29	\$755,648.52	\$3,180,500.00

STATE DEPARTMENT OF HEALTH

Des Moines, March 16, 1925.

Rodney P. Fagen, Commissioner.

Mr. E. L. HOGUE,

Budget Director,

State House.

DEAR MR. HOGUE:.

Pursuant to your request I am herewith transmitting to you the amount of money spent for health work in the State of Iowa, collecting the same from a source which would tend to make the amounts appropriated of a permanent nature. That is, there are other amounts spent for public health work by non-official agencies and organizations that are not amounts that are created in a permanent way, such as money spent by Federated Women's Clubs and Local Child Health Organizations over the State.

During the calendar year 1924 the State Board of Health through its several divisions expend a grand total of \$64,315.59.

The State University Extension Division expend a total of \$63,943.29, \$33,015.28 was from Federal funds and \$30,928.01 from State appropriation.

The Iowa State College of Agriculture and Mechanic Arts, Extension Service set aside for the fiscal year July 1st, 1924, June 30th, 1925, \$14,570.00. Of this amount \$12,700.00 is Federal funds and the remaining \$1,870.00, State funds.

The State Board of Control expended \$5,000 in education for the prevention of tuberculosis which is public health.

The Iowa Tuberculosis Association, which is not a State Department, but is doing public health work in the State with funds that are raised by the sale of Tuberculosis Christmas seals expended \$42,285.54.

Local Tuberculosis Associations over the State expended \$52,000.00, which money was raised from the sale of Tuberculosis Christmas seals.

These amounts which are considered amounts that could be depended upon from year to year for health work in the State of Iowa total \$242,114.42.

If I can serve you further in this matter kindly advise me.

Very truly yours,

RODNEY P. FAGEN.

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File No. 292 by adding as sections three and four respectively the following:

Section 3. The provisions of section five thousand nine hundred ninety-three (5993), Code of Iowa, 1924, relative to preliminary plat and schedule shall not apply to this act but before the preparation of the plat and schedule for the levying of the special assessments authorized herein, the city or town council shall by resolution describe the property abutting upon any line of sanitary sewer in such city or town, or adjacent thereto, which it is contemplated to assess for the cost and expense of constructing such connecting line or lines of sewer and the amount agreed upon to be paid for the use of the sanitary sewer system of such other city or town, except the annual charge agreed upon; hearing shall be had upon such resolution at a date fixed by the city council and notice of said hearing shall be given by two publications in each of two newspapers published in said city or town if there be that number, otherwise in one and by hand bills posted in conspicuous places along the line or lines of such sanitary sewers in said city or town. Said notice shall describe the property proposed to be assessed and said hearing shall be not less than twenty days after the date of the first publication of said notice; any property owner whose property it is contemplated to assess may appeal and protest against the passage of said resolution.

Section 4. Sewer certificates or sewer bonds may be issued in anticipation of the special assessments authorized by this act and the same negotiated, as provided for in chapter three hundred eleven (311), Code of Iowa, 1924.

Also further amend the bill by renumbering the present sections three and four as sections five and six.

W. J. GOODWIN.

March 23, 1925.

On motion of Senator Stoddard the Senate adjourned until 9:00 a. m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER.
DES MOINES, IOWA, MARCH 24, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Peter Nordsletten, pastor of the Lutheran church of Jewell, Iowa.

On motion of Senator Cessna, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the committees designated:

By Senator Shinn, from citizens of Logan, protesting House File No. 297, relative to appointment of superintendent of public instruction. Elections.

By Senator Baird, from citizens of his district, favoring the program of the Iowa Good Roads Association. Highways.

By Senator Schmedika, from citizens of Iowa Falls, protesting House File No. 143, relating to the killing of dogs. County and township affairs.

By Senator Schmedika, from citizens of Eagle Grove, favoring Senate File No. 205, relating to licensing of barbers. Public health.

By Senator Schmedika, from town officers of Dows, protesting House File No. 173, relating to licensing of pool and billiard tables. Cities and towns.

By Senator Gilchrist, from citizens of Havelock, protesting House File No. 297, relating to appointment of superintendent of public instruction. Elections.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 366, a bill for an act relating to motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 302, a bill for an act relating to withdrawals of candidates for public office.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 301, a bill for an act relating to the payment of salaries for the clerk of the district court, his deputies and clerks, and the salaries of municipal judges, clerks, bailiffs and deputies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 275, a bill for an act relating to the establishment of detention hospitals for contagious diseases.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 147, a bill for an act requiring registration of personal names and addresses by all persons doing business under trade or fictitious names.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 185, a bill for an act relating to the maximum speed of motor vehicles on public highways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 365, a bill for an act relating to motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 347, a bill for an act relating to the publishing of proceedings of boards of supervisors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 241, a bill for an act permitting the government of the United States to acquire certain lands and waters in Iowa.

Also: That the House has concurred in Senate amendments to the following bill:

House File No. 7, a bill for an act relating to railroads.

A. C. GUSTAFSON, *Chief Clerk.*

S. F. 159 MADE SPECIAL ORDER

Senator Gilchrist moved that Senate File No. 159 be made a special order for 10:00 a. m. next Thursday, which motion prevailed.

BILLS REPORTED FOR INDEFINITE POSTPONEMENT

Committee reports on the following bills, reported for indefinite postponement, were taken up for consideration:

Senate File No. 71, by Senator Rees, relating to service and rates of telephone companies.

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

Ayes, 21.

Baird	Clark	Kimberly	Shaff
Benson	Clearman	McLeland	Shane
Bergman	Fulton	Perkins	Stanley
Breakenridge	Hartman	Ramsey	Stoddard
Brookins	Johnston	Roberts	White
Cavanaugh			

Nays, 22.

Bowman	Dean	Kern	Rigby
Brookhart	Dotts	Langfitt	Shinn
Browne	Fackler	Mills	Skromme
Buser	Gilchrist	Nelson	Slemmons
Campbell	Haskell	Rees	Snook
Cessna	Horchem		

Absent or not voting, 7.

Darting	Goodwin	Reed	Schmedika
Ellis	Gunderson	Romkey	

The report was rejected and the bill ordered on the calendar.

Senate File No. 53, by Senator Dean, relating to liens on stock and motor vehicles.

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

Ayes, 12.

Baird	Cavanaugh	Kern	Slemmons
Bergman	Cessna	Nelson	Snook
Brookins	Fulton	Shaff	Stanley

Nays, 28.

Benson	Clearman	Johnston	Roberts
Bowman	Dean	Kimberly	Romkey
Breakenridge	Ellis	Langfitt	Schmedika
Brookhart	Gilchrist	Mills	Shane
Buser	Gunderson	Ramsey	Shinn
Campbell	Hartman	Rees	Skromme
Clark	Haskell	Rigby	White

Absent or not voting, 10.

Browne	Fackler	McLeland	Reed
Darting	Goodwin	Perkins	Stoddard
Dotts	Horchem		

The committee report was rejected and the bill ordered on the calendar.

House File No. 114, relating to community center houses and recreation grounds.

Senator Buser moved the previous question, which motion prevailed.

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

Ayes, 23.

Benson	Campbell	Gunderson	Schmedika
Bowman	Cessna	Hartman	Shinn
Brookhart	Clark	McLeland	Slemmons
Brookins	Dotts	Nelson	Snook
Browne	Fackler	Rees	Stanley
Buser	Fulton	Romkey	

Nays, 23.

Baird	Ellis	Kimberly	Rigby
Bergman	Gilchrist	Langfitt	Shaff
Breakenridge	Goodwin	Mills	Shane
Cavanaugh	Haskell	Perkins	Stoddard
Clearman	Horchem	Ramsey	White
Dean	Johnston	Reed	

Absent or not voting, 4.

Darting	Kern	Roberts	Skromme
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The report was rejected and the bill ordered on the calendar.

Senate File No. 140, by Senator Shaff, relating to the poll tax.

The report was adopted and the bill indefinitely postponed.

Senate File No. 100, by Senator Johnston, relating to false statements or rumors regarding banks.

Senator Baird moved that the eighteen bills now printed on the calendar for indefinite postponement be placed on the calendar for consideration.

Senator Campbell moved to amend the motion by making it to include all bills reported out for indefinite postponement.

Senator Buser moved as a substitute motion that the Senate proceed with the consideration of these bills, allowing no one to speak thereon except the author of the bill, who should have five minutes.

Senator Shaff moved to amend the motion by inserting after the words "author of the bill" the words "and chairman of the committee".

Senator Campbell raised the point of order that Senator Shaff's amendment was out of order.

The President held the point well taken.

Senator Buser withdrew his substitute motion.

Senator Shaff moved as a substitute motion that the Senate proceed to call the calendar in its regular order.

The substitution was made.

The motion prevailed.

Senator Brookhart moved that Senate File No. 55 be taken up for consideration.

Senator Baird raised the point of order that according to the rules of the Senate, the senator introducing the bill had a right to control the action on same ultimately and under all circumstances.

The President held the point not well taken, as that rule was at all times subject to the action of the Senate.

Senator Shane moved the previous question, which motion prevailed.

The motion prevailed and the bill was ordered taken up at this time.

THIRD READING OF BILLS

Senate File No. 55, a bill for an act providing that all common carriers operating trains within the state of Iowa and conveying live stock shall provide a car equipped with sleeping berths or bunks for the persons in charge of such live stock, and providing a penalty for failure to comply therewith, having been ordered on the calendar under rule 35, was taken up and considered.

Senator Shane offered the following amendment and moved its adoption:

Amend by inserting the word "Pullman" between the words "a" and "car" as they occur in line 4 of section one (1).

The amendment was lost.

Senator Cessna moved that the vote by which the motion by Senator Brookhart to take the bill up at this time was adopted be reconsidered.

Senator Bowman moved as a substitute motion that the bill be made a special order at this time.

The President held the substitute motion out of order.

Senator Brookhart raised the point of order that a motion to reconsider would be debatable if the main question would be.

The President held the point well taken.

Senator Baird moved the previous question on the motion, which motion prevailed.

Senator Snook invoked rule 8.

On the question "Shall the motion prevail and the vote by which this bill was ordered taken up be reconsidered?" the vote was:

Ayes, 31.

Baird
Benson
Bergman
Brookins
Campbell
Cavanaugh
Cessna
Clark

Clearman
Darting
Ellis
Gilchrist
Goodwin
Hartman
Haskell
Horchem

Jomnston
Kern
McLeland
Nelson
Perkins
Ramsey
Reed
Rees

Rigby
Roberts
Shaff
Shane
Stanley
Stoddard
White

Nays, 17.

Bowman	Dean	Kimberly	Shinn
Breakenridge	Fackler	Mills	Skromme
Brookhart	Fulton	Romkey	Slemmons
Browne	Gunderson	Schmedika	Snook
Buser			

Absent or not voting, 2.

Dotts Langfitt

The motion prevailed and the vote was reconsidered by which Senator Brookhart's motion was adopted.

Senator Brookhart withdrew his motion.

Senator Bowman moved that the bill be made a special order for 9:30 a. m. Thursday, which motion prevailed.

On motion of Senator Bowman House File No. 333, a bill for an act to amend the law as it appears in sections twenty-one hundred ninety-nine (2199) and twenty-two hundred one (2201) of the Code, 1924, relative to the holding of hearings by the state department of health on complaints relative to the pollution or corruption of streams and water, was substituted for Senate File No. 259, taken up and considered.

Senator Brookins offered the following amendment and moved its adoption:

Amend by striking the words "three-fourths" from line 6 of section 2 and inserting in lieu thereof the words "a majority".

The amendment was adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend by striking out all of section 1.

The amendment was lost.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking out all of section 2.

The amendment was lost.

The bill was read for information.

Senator Bowman moved that the reading just had be considered the third reading, which motion prevailed.

Senator Bowman invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Baird	Clark	Horchem	Shaff
Benson	Clearman	Johnston	Shane
Bowman	Dean	Langfitt	Skromme
Breakenridge	Gilchrist	McLeland	Snook
Brookhart	Goodwin	Perkins	Stanley
Campbell	Hartman	Ramsey	Stoddard
Cavanaugh	Haskell	Romkey	White

Nays, 15.

Brookins	Fulton	Nelson	Roberts
Buser	Gunderson	Reed	Schmedika
Dotts	Kern	Rees	Slemmons
Fackler	Mills	Rigby	

Absent or not voting, 7.

Bergman	Cessna	Ellis	Shinn
Browne	Darting	Kimberly	

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

Senator Bowman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Brookhart called up for consideration Senate File No. 49, amended by the House, and moved that the Senate concur in the following amendments:

Amend by inserting a comma (,) after the word "years" in line ten (10) of section one (1); by striking out the remainder of said section and inserting in lieu of the part so stricken, the following: "the penalty to be determined by the jury, or by the court on a plea of guilty."

On the question "Shall the Senate concur?" the vote was:

Ayes, 1.

Breakenridge

Nays, 40.

Baird	Dean	Horchem	Roberts
Benson	Dotts	Johnston	Romkey
Brookhart	Ellis	Kern	Schmedika
Brookins	Fackler	Langfitt	Shane
Browne	Fulton	McLeland	Skromme
Buser	Gilchrist	Nelson	Slemmons
Campbell	Goodwin	Perkins	Snook
Cavanaugh	Gunderson	Reed	Stanley
Clark	Hartman	Rees	Stoddard
Clearman	Haskell	Rigby	White

Absent or not voting, 9.

Bergman	Darting	Mills	Shaff
Bowman	Kimberly	Ramsey	Shinn
Cessna			

The House amendment having failed to receive a constitutional majority was declared to have failed to be adopted and concurred in by the Senate.

LAMBERT MEMORIAL RESOLUTION

Senator Browne offered the following resolution and moved its adoption:

Whereas, The Honorable Thomas Lambert, a member of the twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, thirty-first and thirty-second General Assemblies, died at his home in Sabula, Iowa, September, 1923, therefore,

Be It Resolved, That a committee of three be appointed to prepare a memorial to commemorate his life and public service.

The resolution was adopted and the President appointed as such committee Senators Browne, Gilchrist and Johnston.

LYONS MEMORIAL RESOLUTION

Senator Reed offered the following resolution and moved its adoption:

Whereas, The Honorable D. A. Lyons, who was a member of the Senate in the 27th, 28th, 29th, 30th and 31st General Assembly, died at his home in Cresco, early this morning, therefore,

Be It Resolved, That the President of the Senate appoint a committee of three to prepare and present to the Senate a suitable memorial commemorating his life and public service.

The resolution was adopted and the President appointed as such committee Senators Reed, White and Horchem.

S. F. 10 WITHDRAWN

By unanimous consent Senator Romkey withdrew Senate File No. 10 from further consideration.

INTRODUCTION OF BILLS

Senate File No. 313, by committee on judiciary No. 1, a bill for an act to amend section twelve thousand three hundred ninety (12390), Code 1924, relating to the forfeiture of contracts pertaining to real estate.

Read first and second times and placed on the calendar.

SPECIAL COMMITTEE REPORT CONSIDERED

On motion of Senator Gilchrist the special committee report on House File No. 1, was adopted and the bill referred to the committee on appropriations.

HOUSE MESSAGES CONSIDERED

House File No. 147, a bill for an act requiring all persons or partnerships conducting or operating businesses or stores under any trade name or fictitious name other than the personal name or names of the individual or individuals composing the same, to register name or names and addresses with the county recorder and providing for a penalty for a failure so to do.

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

House File No. 185, a bill for an act to amend section five thousand twenty-nine (5029) of the Code, 1924, relating to the maximum speed of motor vehicles on public highways.

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

House File No. 241, a bill for an act to amend the law as it appears in chapter one (1) of title one (1) of the Code, 1924,

so as to permit the government of the United States to acquire certain lands and waters in Iowa.

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

House File No. 275, a bill for an act to amend section fifty-three hundred seventy-six (5376) of the Code, 1924, relating to the establishment of detention hospitals for contagious diseases.

Read first and second times and referred to committee on public health.

House File No. 301, a bill for an act to amend sections fifty-two hundred thirty-five (5235) and ten thousand six hundred eighty-eight (10688) of the Code, 1924, relating to the payment of salaries for the clerk of the district court, his deputies and clerks, and the salaries of municipal judges, clerks, bailiffs and deputies.

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

House File No. 302, a bill for an act to amend section six hundred fifty-two (652) of the Code, 1924, relating to withdrawals of candidates for public office.

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

House File No. 347, a bill for an act to amend section fifty-four hundred eleven (5411) of the Code, 1924, relating to the publishing of proceedings of boards of supervisors.

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

House File No. 365, a bill for an act to amend section five thousand seventy-three (5073) of the Code, 1924, relating to motor vehicles.

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

House File No. 366, a bill for an act to amend sections forty-nine hundred ninety-two (4992) and forty-nine hundred ninety-seven (4997) of the Code, 1924, relating to motor vehicles.

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

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 21, 132 and 144, and House Files Nos. 21, 23, 25, 292 and 389.

The journal of March 23d was corrected and approved.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

S. F. 40 WITHDRAWN

By unanimous consent Senator Dean withdrew Senate File No. 40 from further consideration.

THIRD READING OF BILLS

On motion of Senator Campbell Senate File No. 161, a bill for an act to amend section eighty-nine hundred and forty (8940) and eighty-nine hundred and forty-one (8941) of the Code of 1924, relating to insurance other than life, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 2, line 9, the word "reserves" and inserting in lieu thereof the word "surplus".

The amendment was adopted.

Senator Campbell offered the following amendment and moved its adoption:

Amend by striking from line 10 of section 2 the word "those" and inserting in lieu thereof the words "the capital stock as".

The amendment was adopted.

Senator Campbell offered the following amendment and moved its adoption:

Amend section 2 by striking from line 6 the word and figure "seven (7)" and inserting in lieu thereof the following: "eight (8)"; also amend by striking the figure "7" from line 7 and inserting in lieu thereof the figure "8".

The amendment was adopted.

The bill was read for information.

Senator Campbell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clark	Haskell	Rees
Benson	Clearman	Horchem	Rigby
Breakenridge	Dean	Kimberly	Roberts
Brookhart	Ellis	Langfitt	Shane
Brookins	Fackler	McLeland	Skromme
Browne	Fulton	Mills	Slemmons
Buser	Goodwin	Nelson	Stanley
Campbell	Gunderson	Perkins	Stoddard
Cavanaugh	Hartman	Reed	White

Nays, none.

Absent or not voting, 14.

Bergman	Dotts	Ramsey	Shaff
Bowman	Gilchrist	Romkey	Shinn
Cessna	Johnston	Schmedika	Snook
Darting	Kern		

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

Senator Campbell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, House File No. 69, a bill for an act to amend section thirty-one hundred fifty-one (3151) of the Code, 1924, and defining peyote or the mescale button as a narcotic and making the penalties and laws pertaining to narcotics apply to the sale, distribution, possession or use of peyote or the mescale button, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Cavanaugh offered the following amendment and moved its adoption:

Amend by striking out lines three (3), four (4) and five (5) and substituting the following:

By inserting after the word "drugs" in line four (4) of sub-section one (1), the following: a comma (,) and the words "peyote or mescale button except when used in religious rites or tribal ceremonies".

Senator Buser moved the previous question, which motion prevailed.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 16.

Baird	Cavanaugh	Haskell	Ramsey
Breakenridge	Dotts	Horchem	Rees
Brookhart	Fulton	McLeland	Rigby
Browne	Hartman	Nelson	Shane

Nays, 25.

Benson	Ellis	Langfitt	Skromme
Bowman	Fackler	Mills	Slemmons
Brookins	Goodwin	Perkins	Snook
Buser	Gunderson	Reed	Stanley
Campbell	Kern	Romkey	Stoddard
Clearman	Kimberly	Shaff	White
Darting			

Absent or not voting, 9.

Bergman	Dean	Johnston	Schmedika
Cessna	Gilchrist	Roberts	Shinn
Clark			

The amendment was lost.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Benson	Ellis	McLeland	Shaff
Bowman	Fackler	Mills	Skromme
Brookins	Gunderson	Perkins	Slemmons
Buser	Hartman	Reed	Snook
Campbell	Haskell	Rigby	Stanley
Clearman	Kern	Roberts	Stoddard
Darting	Langfitt	Romkey	White
Dean			

Nays, 11.

Baird	Browne	Horchem	Ramsey
Breakenridge	Cavanaugh	Kimberly	Shane
Brookhart	Dotts	Nelson	

Absent or not voting, 10.

Bergman	Fulton	Johnston	Schmedika
Cessna	Gilchrist	Rees	Shinn
Clark	Goodwin		

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Roberts, Senate File No. 157, a bill for an act to amend section eighty-three (83) of the Code, 1924, relating to rewards, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking from section 2 the words "the Register and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.", and inserting in lieu thereof the words "two newspapers as provided by law."

Senator Roberts moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Dotts	Kimberly	Romkey
Benson	Ellis	Langfitt	Schmedika
Bowman	Fackler	McLeland	Shaff
Breakenridge	Fulton	Mills	Shane
Brookhart	Goodwin	Nelson	Skromme
Brookins	Gunderson	Perkins	Slemmons
Browne	Hartman	Ramsey	Snook
Buser	Haskell	Rees	Stanley
Cavanaugh	Horchem	Rigby	Stoddard
Clark	Kern	Roberts	White
Clearman			

Nays, none.

Absent or not voting, 9.

Bergman	Darting	Gilchrist	Reed
Campbell	Dean	Johnston	Shinn
Cessna			

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

Senator Roberts moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

EXPLANATION OF VOTE

I was absent from the Senate when House File No. 69, known as the peyote or mescale button bill, was voted on, and wish to state that had I been present I would have voted "aye" on the bill, and wish the record herein to so show.

C. F. JOHNSTON.

THIRD READING OF BILLS

On motion of Senator Gunderson, House File No. 133, a bill for an act to define, license, and regulate children's boarding homes, was taken up and considered, the report of the committee having been previously adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Dotts	Kern	Romkey
Benson	Ellis	Kimberly	Schmedika
Bowman	Fackler	Langfitt	Shaff
Breakenridge	Fulton	McLeland	Shane
Brookins	Gilchrist	Mills	Skromme
Browne	Goodwin	Nelson	Slemmons
Campbell	Gunderson	Perkins	Snook
Cavanaugh	Hartman	Ramsey	Stanley
Clark	Haskell	Reed	Stoddard
Clearman	Horchem	Rees	White
Dean	Johnston	Rigby	

Nays, none.

Absent or not voting, 7.

Bergman	Buser	Darting	Shinn
Brookhart	Cessna	Roberts	

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

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, House File No. 131, a bill for an act to define, license, and regulate child-placing agencies, to regulate the surrender or commitment of minors to such agencies, and to repeal sections thirty-six hundred sixty-two (3662), thirty-six hundred sixty-three (3663), thirty-six hundred sixty-four (3664), thirty-six hundred sixty-five (3665), thirty-six hundred sixty-nine (3669), thirty-six hundred seventy (3670), thirty-six hundred seventy-two (3672), thirty-six hundred seventy-three (3673), thirty-six hundred seventy-four (3674), thirty-six hundred seventy-five (3675), and thirty-six hundred eighty-four (3684) of the Code, 1924, relating thereto, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendments and moved their adoption:

Amend section 1 by striking from lines 4 and 5 the following: “; provided, however, that this act shall not be construed to relate to any” and inserting in lieu thereof the following: “, other than”; by adding an “s”

to the word "institution" in line 5 and by striking from line 6 the words "of state institutions".

The amendments were adopted.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Dotts	Johnston	Roberts
Benson	Ellis	Kern	Romkey
Bowman	Fackler	Kimberly	Schmedika
Brookins	Fulton	Langfitt	Shaff
Browne	Gilchrist	McLeland	Shane
Campbell	Goodwin	Mills	Skromme
Cavanaugh	Gunderson	Perkins	Slemmons
Clark	Hartman	Ramsey	Snook
Clearman	Haskell	Reed	Stanley
Darting	Horchem	Rigby	White
Dean			

Nays, none.

Absent or not voting, 9.

Bergman	Buser	Nelson	Shinn
Breakenridge	Cessna	Rees	Stoddard
Brookhart			

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

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rees, House File No. 164, a bill for an act to amend section seventeen hundred nineteen (1719) of the Code, 1924, relating to fishing by non-residents, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fackler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Dotts	Kern	Romkey
Benson	Ellis	Kimberly	Schmedika
Breakenridge	Fackler	Mills	Shaff
Brookhart	Fulton	Nelson	Shane
Brookins	Goodwin	Perkins	Skromme
Buser	Gunderson	Ramsey	Slemmons
Campbell	Hartman	Reed	Snook
Cavanaugh	Haskell	Rees	Stanley
Clearman	Horchem	Rigby	Stoddard
Darting	Johnston	Roberts	White
Dean			

Nays, none.**Absent or not voting, 9.**

Bergman	Cessna	Gilchrist	McLeland
Bowman	Clark	Langfitt	Shinn
Browne			

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

On motion of Senator Rees, House File No. 163, a bill for an act to repeal section seventeen hundred eleven (1711) of the Code, 1924, relating to monthly accounting by state game warden, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Dean	Johnston	Romkey
Benson	Dotts	Kern	Schmedika
Breakenridge	Ellis	Kimberly	Shaff
Brookhart	Fackler	Langfitt	Shane
Brookins	Fulton	McLeland	Skromme
Buser	Gilchrist	Mills	Slemmons
Campbell	Goodwin	Nelson	Snook
Cavanaugh	Gunderson	Ramsey	Stanley
Clark	Hartman	Reed	Stoddard
Clearman	Haskell	Rees	White
Darting	Horchem	Rigby	

Nays, none.

Absent or not voting, 7.

Bergman
Bowman

Browne
Cessna

Perkins
Roberts

Shinn

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

On motion of Senator Rees, House File No. 162, a bill for an act to amend section seventeen hundred forty-five (1745) and section seventeen hundred fifty-one (1751) of the Code, 1924, relating to the fishing of sheepshead, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by adding the following as an additional paragraph to section 2:

"The law as it appears in section seventeen hundred thirty-three (1733) is amended by striking from line ten (10) of said section the word 'six' and inserting in lieu thereof the word 'four'."

The amendment was adopted.

The bill was read for information.

Senator Ramsey moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird
Benson
Bergman
Breakenridge
Brookhart
Brookins
Buser
Campbell
Cavanaugh
Clark
Clearman

Dean
Dotts
Ellis
Fackler
Fulton
Gilchrist
Goodwin
Gunderson
Hartman
Haskell
Horchem

Johnston
Kern
Kimberly
Langfitt
McLeland
Mills
Nelson
Perkins
Ramsey
Reed
Rees

Rigby
Romkey
Schmedika
Shaff
Shane
Skromme
Slemmons
Snook
Stanley
Stoddard
White

Nays, none.

Absent or not voting, 6.

Bowman
Browne

Cessna
Darting

Roberts

Shinn

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

Senator Buser offered the following amendment to the title, and moved its adoption:

Amend the title by inserting after the figures "(1745)" the following: " , section seventeen hundred thirty-three (1733),".

The amendment was adopted, and the title, as amended, was agreed to.

Senator Rees moved that the vote by which House Files Nos. 164, 163, and 162 passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Reed, Senate File No. 238, a bill for an act to require the clerk of the supreme court to account for fees, receipts, and collections not belonging to the state and to declare the duty of the auditor and treasurer of state in reference thereto, a committee bill, was taken up and considered.

Senator Reed offered the following amendments and moved their adoption:

Amend by striking therefrom section one (1) and substituting in lieu thereof the following:

"Sec. 1. The clerk of the supreme court shall, on the first Monday in July of each year, pay into the state treasury for the use of the state, all fees, receipts and costs not belonging to the state, received by him in his official capacity in cases which have been finally disposed of by the supreme court."

Also amend said bill by inserting in section two (2) following the word "shall" where it appears in line six (6) of said section the words "by the clerk".

The amendments were adopted.

The bill was read for information.

Senator Reed moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Dean	Horchem	Reed
Benson	Dotts	Johnston	Rees
Bergman	Ellis	Kern	Shaff
Breakenridge	Fackler	Kimberly	Shane
Brookhart	Fulton	Langfitt	Skromme
Buser	Gilchrist	McLeland	Slemmons
Campbell	Goodwin	Mills	Snook
Cavanaugh	Gunderson	Nelson	Stanley
Clark	Hartman	Perkins	Stoddard
Clearman	Haskell	Ramsey	White

Nays, none.

Absent or not voting, 10.

Bowman	Cessna	Roberts	Schmedika
Brookins	Darting	Romkey	Shinn
Browne	Rigby		

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

Senator Reed moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard Senate File No. 151, a bill for an act to amend section sixty-two hundred seven (6207) of the Code, 1924, by authorizing a special extra levy not exceeding two (2) mills for the years 1925 and 1926, for the general fund of all cities and towns, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking all after the enacting clause and substituting in lieu thereof the following:

Section 1. Section sixty-two hundred seven (6207) of the Code, 1924, is hereby repealed and the following substituted:

"The councils of cities and towns may levy annually a tax not exceeding ten (10) mills to be used in defraying their general and incidental expenses; but for the years 1925 and 1926, they may not levy more than two (2) mills additional to meet deficiency."

Senator Buser offered the following amendment and moved its adoption:

Amend by inserting the word "estimated" after the word "meet" in the last line.

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Baird	Ellis	Kern	Reed
Benson	Fackler	Kimberly	Rees
Bergman	Fulton	Langfitt	Shaff
Brookins	Goodwin	McLeland	Shane
Cavanaugh	Hartman	Mills	Stanley
Clearman	Haskell	Perkins	Stoddard
Dean	Horchem	Ramsey	White
Dotts	Johnston		

Nays, 2.

Slemmons

Snook

Absent or not voting, 18.

Bowman	Campbell	Gunderson	Romkey
Breakenridge	Cessna	Nelson	Schmedika
Brookhart	Darting	Rigby	Shinn
Browne	Gilchrist	Roberts	Skromme

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh Senate File No. 146, a bill for an act to amend, revise, and codify sections fifty-six hundred sixty-one (5661), fifty-six hundred seventy-eight (5678), fifty-seven hundred ninety-nine (5799), fifty-eight hundred sixty-six (5866); to amend sections fifty-eight hundred twenty-two (5822), fifty-eight hundred thirty-two (5832), sixty-one hundred fifty-nine (6159), and sixty-one hundred seventy-seven (6177), Code, 1924, relating to reports by municipal officers, boards, and commissions; to define a municipal fiscal year; and to provide for an annual report by the public comfort station commission, and by the board of trustees of waterworks in certain cities; and to amend section twelve (12) of House File number forty-two (42)

of the acts of the 41st G. A., relating to reports by the boards of art trustees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clark	Horchem	Romkey
Benson	Clearman	Johnston	Schmedika
Bergman	Darting	Kimberly	Shane
Bowman	Dean	Langfitt	Skromme
Breakenridge	Fackler	McLeland	Slemmons
Brookhart	Gilchrist	Mills	Snook
Brookins	Goodwin	Perkins	Stanley
Buser	Hartman	Ramsey	Stoddard
Campbell	Haskell	Rees	White
Cavanaugh			

Nays, none.

Absent or not voting, 13.

Browne	Fulton	Nelson	Roberts
Cessna	Gunderson	Reed	Shaff
Dotts	Kern	Rigby	Shinn
Ellis			

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

On motion of Senator Ramsey Senate File No. 190, a bill for an act to amend sections one hundred fifty-six (156), one hundred sixty-two (162), one hundred sixty-three (163), one hundred sixty-five (165), one hundred sixty-six (166), and two hundred fifteen (215), Code 1924, relating to the preparation and printing of the session laws, and to provide for the distribution of certain public documents, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ramsey offered the following amendment and moved its adoption:

Amend by striking from line four (4) of section six (6) the figure "11" and inserting in lieu thereof the figures "10-a1".

The amendment was adopted.

Senator Ramsey offered the following amendment and moved its adoption:

Amend publication clause by substituting the following:

This act being deemed of immediate importance shall take effect from and after its publication in the Plain Talk, a newspaper published at Des Moines, and the Clarkesville Star, a newspaper published at Clarkesville, Iowa.

The amendment was adopted.

The bill was read for information.

Senator Ramsey moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Baird	Fulton	Kern	Shaff
Benson	Gilchrist	Kimberly	Shane
Bergman	Goodwin	McLeland	Slemmons
Breakenridge	Hartman	Mills	Snook
Campbell	Haskell	Ramsey	Stanley
Cavanaugh	Horchem	Reed	Stoddard
Clearman	Johnston	Schmedika	White
Dean			

Nays, none.

Absent or not voting, 21.

Bowman	Clark	Gunderson	Rigby
Brookhart	Darting	Langfitt	Roberts
Brookins	Dotts	Nelson	Romkey
Browne	Ellis	Perkins	Shinn
Buser	Fackler	Rees	Skromme
Cessna			

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

Senator Ramsey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stanley Senate File No. 199, a bill for an

act to amend section three hundred ninety-three (393), of the Code, 1924, relating to the auditing of claims and to provide for the transfer of certain funds to the general fund of the state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stanley offered the following amendment and moved its adoption:

Amend by striking from lines 8 and 9 of section 3 the following: "who shall certify such facts to the treasurer of state,".

The amendment was adopted.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Dotts	Johnston	Schmedika
Benson	Ellis	Kern	Shaff
Bergman	Fackler	Kimberly	Shane
Breakenridge	Fulton	Mills	Skromme
Brookins	Gilchrist	Perkins	Slemmons
Campbell	Goodwin	Ramsey	Snook
Cavanaugh	Gunderson	Reed	Stanley
Clark	Hartman	Rees	Stoddard
Clearman	Haskell	Romkey	White
Darting	Horchem		

Nays, none.

Absent or not voting, 12.

Bowman	Buser	Langfitt	Rigby
Brookhart	Cessna	McLeland	Roberts
Browne	Dean	Nelson	Shinn

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

On motion of Senator Stoddard Senate File No. 249, a bill for an act to amend section one thousand two hundred thirty-eight (1238), chapter sixty-eight (68), title V (five), Code, 1924, relating to expenses of mine inspectors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking out section two (2) and inserting in lieu thereof the following: "This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Register, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Tribune, a newspaper published in the city of Sioux City, Iowa."

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clearman	Horchem	Roberts
Benson	Darting	Johnston	Shaff
Bergman	Dean	Kern	Shane
Breakenridge	Dotts	Kimberly	Skromme
Brookhart	Ellis	McLeland	Slemmons
Brookins	Fackler	Mills	Snook
Buser	Fulton	Nelson	Stanley
Campbell	Goodwin	Perkins	Stoddard
Cavanaugh	Hartman	Reed	White
Clark	Haskell		

Nays, none.

Absent or not voting, 12.

Bowman	Gilchrist	Ramsey	Romkey
Browne	Gunderson	Rees	Schmedika
Cessna	Langfitt	Rigby	Shinn

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard Senate File No. 248, a bill for an act to amend section three thousand seven hundred seventy (3770), chapter one hundred eighty-seven (187), title XI (eleven) Code, 1924, relating to reward for apprehension and delivery

of convicts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stoddard moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Dotts	Johnston	Rigby
Benson	Ellis	Kern	Romkey
Bergman	Fackler	Kimberly	Schmedika
Brookins	Fulton	McLeland	Shaff
Buser	Gilchrist	Mills	Shane
Campbell	Goodwin	Nelson	Snook
Cavanaugh	Gunderson	Perkins	Stanley
Clark	Hartman	Ramsey	Stoddard
Darting	Haskell	Reed	White
Dean	Horchem	Rees	

Nays, none.

Absent or not voting, 11.

Bowman	Browne	Langfitt	Skromme
Breakenridge	Cessna	Roberts	Slemmons
Brookhart	Clearman	Shinn	

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 247, a bill for an act to amend section ten thousand seven hundred eighty-six (10786), of chapter four hundred seventy-seven (477), of title XXX (thirty), Code, 1924, and section ten thousand eight hundred six (10806) of chapter four hundred seventy-eight (478), of title XXX (thirty), Code, 1924, relating to the salaries and expenses of judges, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking out section three (3) and inserting in lieu thereof

the following: "This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Tribune, a newspaper published in the city of Sioux City, Iowa."

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Darting	Horchem	Roberts
Benson	Dean	Johnston	Romkey
Bergman	Dotts	Kern	Shaff
Bowman	Ellis	Kimberly	Shane
Breakenridge	Fackler	McLeland	Skromme
Buser	Fulton	Mills	Slemmons
Campbell	Gilchrist	Perkins	Snook
Cavanaugh	Gunderson	Ramsey	Stoddard
Clark	Hartman	Rees	White
Clearman	Haskell	Rigby	

Nays, none.

Absent or not voting, 11.

Brookhart	Cessna	Nelson	Shinn
Brookins	Goodwin	Reed	Stanley
Browne	Langftt	Schmedika	

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 246, a bill for an act to amend sections seven thousand three hundred eighty-four (7384), seven thousand three hundred eighty-eight (7388) and seven thousand three hundred ninety-six (7396) of chapter three hundred fifty-one (351), title XVI (sixteen), Code, 1924, relating to costs, fees and refunds of inheritance tax, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking out section four (4) and inserting in lieu thereof the following: "This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Register, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Journal, a newspaper published in the city of Sioux City, Iowa."

The amendment was adopted.

By unanimous consent on request of Senator Stoddard, the word "To" was stricken from the beginning of section 2.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Darting	Kimberly	Roberts
Benson	Dean	Langfitt	Romkey
Bergman	Dotts	McLeland	Shaff
Bowman	Ellis	Mills	Shane
Breakenridge	Fackler	Nelson	Slemmons
Brookins	Fulton	Perkins	Snook
Buser	Goodwin	Ramsey	Stanley
Campbell	Hartman	Rees	Stoddard
Cavanaugh	Haskell	Rigby	White
Clark	Horchem		

Nays, none.

Absent or not voting, 12.

Brookhart	Clearman	Johnston	Schmedika
Browne	Gilchrist	Kern	Shinn
Cessna	Gunderson	Reed	Skromme

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House File No. 129.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House File No. 129.

REPORTS OF COMMITTEES

Senator Shane submitted the following report:

MR. PRESIDENT: Your committee on banks to which was referred Senate File No. 195, a bill for an act to regulate the investment of the capital and surplus of corporations engaged in the business of banking, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

FRANK SHANE, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 297, a bill for an act to appropriate the sum of \$36.55 to indemnify Lynn Clemens, and the sum of \$15.00 to indemnify Fred McMullen, and the sum of \$4.00 to indemnify Robert McClaren, for clothing lost in a fire that occurred in the board of health offices at 10:30 a. m. February 5, 1925, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred House File No. 235, a bill for an act to amend section four thousand two hundred seventy (4270) of the Code, 1924, relating to school attendance,

begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred House File No. 180, a bill for an act to provide for the disposition of school houses, school sites, and other real property acquired or to be acquired for school purposes, by the board of directors, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred House File No. 139, a bill for an act to amend section forty-one hundred eighty-eight of the Code, 1924, relating to dissolution of consolidated school corporations, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS

Senate File No. 314, by committee on banks, a bill for an act to amend the law as it appears in section eighty-three hundred seventy-three (8373) of the Code, 1924, relating to the renewal of the corporate period of banks, and to repeal section eighty-three hundred seventy-four (8374) of the Code.

Read first and second times and placed on the calendar.

Senate Joint Resolution No. 4, by committee on schools, a joint resolution for promoting in the public schools of Iowa a better understanding of the Constitution of the United States as actually in force.

Read first and second times and placed on the calendar.

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File No. 291 by inserting following the word "unmatured" in line 2 the word "primary"; also by

striking the word "same" as it appears in line 3 thereof, and inserting the words "such primary bonds as such".

J. O. SHAFF.

Senator Brookhart moved that the Senate adjourn until 9:30 a. m. Wednesday.

Senator Campbell moved to amend, making the hour 8:30 a. m.

The amendment was lost.

The motion prevailed and the Senate adjourned until 9:30 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 25, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Mrs. Laura Pence, pastor of the Church of Christ, of Jefferson, Iowa.

On motion of Senator Stoddard, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Gilchrist for the day on request of Senator Cavanaugh; Senator Ramsey for the day on request of Senator Johnston.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the committees designated:

By Senator White, from citizens of Vinton, favoring the compulsory reading of the Bible in public schools. Schools.

By Senator Schmedika, from citizens of Eagle Grove and Stratford, favoring the program of the Iowa Good Roads Association. Highways.

INTRODUCTION OF BILLS

Senate File No. 315, by committee on cities and towns, a bill for an act to amend section one hundred thirteen (113), Code, 1924, relating to examinations by the auditor of state of the accounts of cities and towns.

Read first and second times and placed on the calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate Files Nos. 23, 137, 153, 162 and 207, and House Files Nos. 87, 145, 146, 196 and 7.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 23, 137, 153, 162 and 207, and House Files Nos. 87, 145, 146, 196 and 7.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 25th day of March, 1925, sent to the Governor for his approval, Senate Files Nos. 21, 132, 144, 23, 137, 153, 162 and 207.

F. C. STANLEY, *Chairman.*

The report was adopted.

S. F. 192 PLACED ON THE CALENDAR

On request of Senator Mills, Senate File No. 192, was ordered out of the committee and placed on the calendar.

HOUSE AMENDMENTS CONSIDERED

Senator Cavanaugh called up for consideration Senate File No. 44, amended by the House, and moved that the Senate concur in the following amendments:

Amend by substituting for section two (2) the following: "This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Daily Record and the Iowa Legionaire, newspapers published in Des Moines, Iowa."

On the question "Shall the Senate concur?" the vote was:

Ayes, 30.

Baird	Ellis	Johnston	Rees
Benson	Fackler	Kimberly	Shaff
Bergman	Fulton	Langfitt	Shane
Breakenridge	Goodwin	McLeland	Skromme
Cavanaugh	Gunderson	Mills	Slemmons
Clearman	Hartman	Nelson	Stanley
Dean	Haskell	Perkins	Stoddard
Dotts	Horchem		

Nays, 3.

Brookhart	Buser	Shinn
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Absent or not voting, 17.

Bowman	Clark	Ramsey	Romkey
Brookins	Darting	Reed	Schmedika
Browne	Gilchrist	Rigby	Snook
Campbell	Kern	Roberts	White
Cessna			

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Nelson called up for consideration Senate File No. 138, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking out the word "parts" in line three (3) of section one (1).

Also by striking out all of section one (1) after the word "period".

On the question "Shall the Senate concur?" the vote was:

Ayes, 38.

Baird	Darting	Johnston	Roberts
Benson	Dotts	Kern	Shane
Bergman	Ellis	Kimberley	Shinn
Breakenridge	Fackler	Langfitt	Skromme
Buser	Fulton	McLeland	Slemmons
Campbell	Goodwin	Mills	Snook
Cavanaugh	Gunderson	Perkins	Stanley
Cessna	Hartman	Rees	Stoddard
Clark	Haskell	Rigby	White
Clearman	Horchem		

Nays, none.

Absent or not voting, 12.

Bowman
Brookhart
Brookins

Browne
Dean
Gilchrist

Nelson
Ramsey
Reed

Romkey
Schmedika
Shaff

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Baird called up for consideration Senate File No. 13, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. Extension of water mains—assessment. Cities and towns which own and operate waterworks may extend the water mains and assess the cost of such extension to abutting property as provided in this chapter.

Sec. 2. Conditions. Such extension, and assessments therefor, may be ordered only when petitioned for by seventy-five per cent (75%) of the resident owners of property subject to assessment.

Sec. 3. Petition—jurisdiction. The petition shall be presented to the board of waterworks trustees when such board exists, and, in such case, said board shall have exclusive jurisdiction of such petition. In other cases the petition shall be presented to the council which shall have such jurisdiction.

Sec. 4. Certification by board—order. If the proposed extension is approved by the board of waterworks trustees, it shall certify said petition, together with its written approval thereof, to the council which shall thereupon order the extension.

Sec. 5. Letting contract and execution thereof. Contracts for such extensions shall be let by and executed under the supervision of the board of waterworks trustees when such board exists, otherwise by and under the supervision of the council.

Sec. 6. When contract required. If the estimated cost of such extension, not including cost of material, exceeds twenty-five hundred dollars (\$2500.00) the work shall be done under contract which shall be entered into and performed as provided in sections six thousand one (6001) to six thousand six (6006), inclusive, Code, 1924, in so far as applicable.

Sec. 7. Optional construction. If the estimated cost of such extension, not including cost of material, is twenty-five hundred dollars (\$2500.00) or less, the construction may be under contract as heretofore provided or by day labor. If the work is done by day labor, such work shall be under the control and supervision of the said board of trustees or council, as the case may be.

Sec. 8. Where a pipe in excess of six (6) inches in diameter is used,

the assessment against the abutting property shall be limited to what would have been the cost of a six (6) inch pipe; and the difference between the cost of the pipe used and what would have been the cost of a pipe of six (6) inches in diameter shall be paid by the water department in cities and towns having a board of waterworks trustees, and in other cities such difference in cost shall be paid out of the water funds, and if such funds are not sufficient then out of the general funds.

Sec. 9. Certification of cost. If said extension is made by or under the supervision of said board of trustees, it shall, after the work is completed, certify the cost thereof to the council, and the council shall levy the special assessments in the manner provided in this chapter.

Sec. 10. Assessments—how made. Special assessments shall be made and collected in accordance with sections six thousand twenty-one (6021) to six thousand thirty-four (6034), inclusive, of the Code, 1924, in so far as applicable.

Sec. 11. Rebates. The owners of property so assessed shall be rebated annually from water dues until such time as the amount of water dues equals the amount of assessment and interest paid by such owner.

Sec. 12. Repayment. When an extension is carried one thousand (1000) feet or more across unplatted lands, repayment of the amount of the assessment and interest shall be made to the owner at the end of ten (10) years from the date of the assessments, unless such owner has made connection and used the water from such mains, in which event repayment shall be made by rebates of water dues, as heretofore provided.

Sec. 13. Nonapplicability of statute. This chapter shall not apply to cities operating waterworks under chapter three hundred fourteen (314) of the Code, 1924, nor to cities having a population of thirty-five thousand (35,000) or more, acting under the city manager plan, nor to cities having a population of seventy thousand (70,000) or more, acting under the commission plan of government.

Sec. 14. Publication. This act is deemed of immediate importance and shall take effect from and after its publication in two (2) newspapers of this state as provided by law.

Amend the title by striking therefrom the following: “, including cities under special charter,”.

On the question “Shall the Senate concur?” the vote was:

Ayes, 35.

Baird	Dean	Horchem	Rees
Benson	Dotts	Johnston	Rigby
Breakenridge	Ellis	Kern	Shaff
Browne	Fackler	Kimberly	Shane
Buser	Fulton	Langfitt	Snook
Campbell	Goodwin	McLeland	Stanley
Cavanaugh	Gunderson	Mills	Stoddard
Clark	Hartman	Nelson	White
Clearman	Haskell	Perkins	

Nays, none.

Absent or not voting, 15.

Bergman	Cessna	Reed	Shinn
Bowman	Darting	Roberts	Skromme
Brookhart	Gilchrist	Romkey	Slemmons
Brookins	Ramsey	Schmedika	

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Buser moved that the Senate now take up the legalizing acts on the calendar, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Buser Senate File No. 290, a bill for an act to legalize the filing with the secretary of agriculture in 1923 of the report of the Louisa County Fair Association, and to authorize the certification and payment of state aid to said association for said year, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Clearman	Horchem	Romkey
Benson	Dean	Johnston	Schmedika
Breakenridge	Dotts	Kern	Shaff
Brookhart	Ellis	Kimberly	Shane
Brookins	Fackler	Langfitt	Shinn
Browne	Fulton	McLeland	Skromme
Buser	Goodwin	Mills	Slemmons
Campbell	Gunderson	Nelson	Snook
Cavanaugh	Hartman	Perkins	Stanley
Cessna	Haskell	Rees	White
Clark			

Nays, none.

Absent or not voting, 9.

Bergman
Bowman
Darting

Gilchrist
Ramsey

Reed
Rigby

Roberts
Stoddard

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

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Schmedika, Senate File No. 156, a bill for an act to repeal sections seventy-two hundred ten (7210), seventy-two hundred eleven (7211), seventy-two hundred fourteen (7214) and seventy-two hundred fifteen (7215), and to amend sections seventy-two hundred forty-four (7244) and forty-eight hundred three (4803) of the Code, 1924, relating to the payment of taxes and to penalties thereon, and disbursement, and to the time of holding tax sale, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schmedika offered the following amendment and moved its adoption:

Amend by striking out section six (6) of said bill and inserting in lieu thereof the following:

"Section 6. Amend section four thousand eight hundred three (4803) of the Code 1924 by striking out the word 'April' as it appears in line two (2) of said section and inserting in lieu thereof the word 'May' and by striking out the word 'October' as it appears in line three (3) of said section and inserting in lieu thereof the word 'November'."

President Pro Tem Campbell took the chair at 10:20 a. m.

President Kimball resumed the chair at 10:25 a. m.

The amendment was adopted.

The bill was read for information.

Senator Schmedika moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Bowman	Cessna	Haskell	Romkey
Breakenridge	Clearman	Kimberly	Schmedika
Brookhart	Dean	Langfitt	Shinn
Brookins	Dotts	McLeland	Skromme
Browne	Fackler	Mills	Slemmons
Buser	Gunderson	Nelson	Snook
Campbell	Hartman	Roberts	White

Nays, 16.

Baird	Clark	Johnston	Rees
Benson	Darting	Kern	Shane
Bergman	Fulton	Perkins	Stanley
Cavanaugh	Horchem	Reed	Stoddard

Absent or not voting, 6.

Ellis	Goodwin	Rigby	Shaff
Gilchrist	Ramsey		

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

Senator Schmedika offered the following amendment to the title and moved its adoption:

Amend the title by inserting in line 4 before the word "and" the following: "and to enact substitutes therefor;"

The amendment was adopted and the title as amended was agreed to.

Senator Schmedika moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Haskell House File No. 83, a bill for an act legalizing the franchise of the Armstrong Cement Works in the town of Armstrong, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Ellis moved that the reading just had be considered the third reading, which motion prevailed.

Senator Haskell invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Dean	Kern	Rigby
Benson	Dotts	Kimberly	Roberts
Breakenridge	Ellis	Langfitt	Romkey
Brookins	Fackler	McLeland	Shane
Buser	Goodwin	Mills	Skromme
Campbell	Hartman	Nelson	Snook
Cavanaugh	Haskell	Perkins	Stanley
Cessna	Horchem	Reed	Stoddard
Clark	Johnston	Rees	White
Clearman			

Nays, 3.

Brookhart	Schmedika	Shinn
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Absent or not voting, 10.

Bergman	Darting	Gunderson	Shaff
Bowman	Fulton	Ramsey	Slemmons
Browne	Gilchrist		

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

Senator Haskell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Breakenridge House File No. 149, a bill for an act to legalize an election held by the voters of Clay County on the fourth day of November, 1924, with reference to the improvement of the primary road system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Brookins	Clearman	Hartman
Benson	Buser	Dotts	Haskell
Bergman	Campbell	Fackler	Horchem
Bowman	Cavanaugh	Fulton	Johnston
Breakenridge	Cessna	Goodwin	Kern
Brookhart	Clark	Gunderson	Kimberley

Langfitt
McLeland
Mills
Nelson
Perkins

Reed
Rigby
Roberts
Romkey
Schmedika

Shaff
Shane
Shinn
Skromme
Snook

Stanley
Stoddard
White

Nays, none.

Absent or not voting, 8.

Browne
Darting

Dean
Ellis

Gilchrist
Ramsey

Rees
Slemmons

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

On motion of Senator Breakenridge Senate File No. 208, a bill for an act to legalize the transfer of a portion of the county bridge fund of Palo Alto county, Iowa, to the county road building fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by inserting in line 3 after the word "county" the following: "the balance".

The amendment was adopted.

The bill was read for information.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird
Benson
Bergman
Bowman
Breakenridge
Brookhart
Brookins
Buser
Campbell
Cavanaugh
Cessna

Clark
Clearman
Darting
Dean
Dotts
Ellis
Fackler
Goodwin
Hartman
Haskell
Horchem

Johnston
Kern
Kimberley
Langfitt
McLeland
Mills
Nelson
Perkins
Reed
Rees
Rigby

Roberts
Romkey
Schmedika
Shaff
Shane
Shinn
Skromme
Slemmons
Snook
Stoddard
White

Nays, 1.

Fulton

Absent or not voting, 5.

Browne
Gilchrist

Gunderson

Ramsey

Stanley

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

Senator Breakenridge offered the following amendment to the title and moved its adoption:

Amend the title by striking therefrom the word "legalize" and inserting in lieu thereof the word "authorize".

The amendment to the title was adopted and the title as amended was agreed to.

CALL OF THE SENATE ON S. F. NO. 206

We undersigned members of Senate hereby request a call of Senate for consideration of S. F. 206:

B. M. STODDARD.

C. L. RIGBY.

C. A. BENSON.

C. F. JOHNSTON.

E. E. CAVANAUGH.

J. L. BROOKHART.

H. C. WHITE.

W. S. BAIRD.

B. J. HORCHEM.

S. E. FACKLER.

H. E. DEAN.

FRANK SHANE.

R. C. MILLS.

The roll call revealed the presence of all members except Senators Gilchrist and Ramsey.

On motion of Senator Breakenridge Senators Gilchrist and Ramsey were excused from the call.

On motion of Senator Breakenridge Senate File No. 206, a bill for an act making an appropriation to cover the cost of construction of a draw bridge across the navigable channel, connecting East Okoboji and West Okoboji lakes in Dickinson county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Campbell offered the following amendment and moved its adoption:

Amend by striking from lines 2 and 3 of section 1 the words and figures "twenty-five thousand dollars (\$25,000)" and inserting in lieu thereof the following: "fifteen thousand dollars (\$15,000.00)".

On motion of Senator Shane, Senator Brookhart was excused from the call temporarily.

On motion of Senator Campbell, Senator Clearman was excused from the call temporarily.

The journal of March 24th was corrected and approved.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Clem F. Kimball presidnig.

SPECIAL ORDER

Senator Romkey moved that Senate File No. 273, and House Files Nos. 198 and 90 be made a special order for 9:30 a. m. Saturday, which motion prevailed.

REPORTS OF COMMITTEES

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 340, a bill for an act to amend section seventy-one hundred ninety-three (7193), of the Code, 1924, to authorize boards of supervisors to make agreement compromising and settling delinquent taxes, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 257, a bill for an act to repeal section nine thousand eight hundred eighty-five (9885) of the Code, 1924, relating to unfair discrimination and to enact a substitute therefor, begs leave to report it has had the same under consideration and returns the bill without recommendation.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 259, a bill for an act providing for the manner

of service of original notices by registered mail in certain cases in which the amount in controversy does not exceed one hundred dollars (\$100.00), begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 181, a bill for an act to amend section ten thousand seventy-three (1073) of the Code, 1924, relating to the approval of bonds of certain officials, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

Senator Romkey submitted the following report:

MR. PRESIDENT: Your committee on suppression of intemperance to which was referred House File No. 90, a bill for an act to require records and reports to be kept of certain violations of the criminal laws of this state, providing penalties for violations thereof, and providing for the publication of such records, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section six (6), line one (1) by striking the words "placed under arrest or".

E. W. ROMKEY, *Chairman.*

Ordered passed on file.

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 1, a bill for an act authorizing the executive council to rent suitable office space for the use of the state government and providing an appropriation therefore, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 249, a bill for an act authorizing the executive council to purchase an enlarged military photograph as a permanent memorial of Iowa Soldiery in the World's War to be placed in the corridor of the Capitol Building and make an appropriation therefor, begs

leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Senator Haskell submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 305, a bill for an act relating to improving water courses in cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 248, a bill for an act relating to tax levies in cities having the commission form of government, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 292, a bill for an act authorizing certain cities or towns to contract for joint use of sanitary sewer systems, to construct necessary connections and levy a special assessment on benefited property, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 191, a bill for an act relating to the purchasing of city dump grounds, begs leave to report it has had the same under consideration and recommends the same do pass.

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 104, a bill for an act relating to the power of cities to construct sewers and matters incidental thereto, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking all after the enacting clause and insert the following:

"Section 1. That section five thousand nine hundred and seventy-four (5974) of the Code, 1924, be and the same is hereby amended by adding the following as subdivision five (5) thereof: The word 'sewer' shall include structures designed to control streams and surface waters flowing into sewers, and the words 'cost of construction of sewers' shall include the cost of acquisition of lands and easements for the control of such waters flowing into sewers."

"Sec. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Des Moines Capital, a newspaper published in Des Moines, Iowa, and the Iowa Labor News, a newspaper published in Burlington, Iowa."

Also amend the title by striking the same and inserting in lieu thereof the following:

"An act to amend section five thousand nine hundred seventy-four (5974) of the Code, 1924, relating to definitions in the chapter entitled Street Improvements, Sewers and Special Assessments."

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File No. 140, a bill for an act relating to revision of ordinances, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Strike out all after the word "following:" in line three (3) of the said file and insert the following:

"When a town revises its ordinances, it shall file a typewritten copy of the revision in the office of the town clerk and publish a notice once each week for three (3) consecutive weeks in a newspaper published in the town, stating that its ordinances have been revised and that a copy of the revision is on file in the clerk's office for public inspection. The notice shall give the number and title of each ordinance. In case no newspaper is published in the town, the town clerk shall post the notice in three (3) public places within the town."

W. G. HASKELL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File No. 252, a bill for an act to repeal section sixty-six hundred thirty-three (6633) of the Code of Iowa, 1924, and to enact a substitute in lieu thereof, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

That Senate File No. 252 be amended by striking all after the enacting clause and substituting the following:

"Section 1. Section sixty-six hundred thirty-three (6633), of the Code, 1924, is hereby amended by inserting in line two (2), after the word "council" the words "except in cities with a population in excess of thirty-five thousand (35,000)"; and by adding to the section the following: "In excepted cities the members of the Council may receive a salary not to exceed Twenty-five Dollars (\$25.00) per month, when an ordinance authorizing such salary has been legally adopted."

Sec. 2. This act being deemed of immediate importance shall take effect on and after its publication in two newspapers as provided by law."

Also amend the title by substituting the following: "A bill for an act to amend section sixty-six hundred thirty-three (6633) of the Code, 1924, relating to the compensation of members of city and town councils."

W. G. HASKELL, *Chairman.*

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 200, a bill for an act to amend the provisions of chapter two hundred forty-one (241) of the Code, 1924, relating to the improvement of the primary and secondary road systems so as to remove therefrom all provisions for the payment of portions of the costs of said improvements by special assessments of property, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section one (1) thereof by striking the period (.) from paragraph seven (7) and substituting therefor a semi-colon (;) and inserting immediately after the semi-colon the following: "also strike from lines eight (8) and nine (9) of said section the words "over and above twelve and one-half per cent".

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 291, a bill for an act to amend section 4724 of the Code, 1924, relating to primary roads, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend S. F. No. 291 by inserting following the word "unmatured" in line 2 the word "primary"; also by striking the word "same" as it appears in line 3 thereof, and inserting the words "such primary bonds as such".

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on highways to which was referred Senate File No. 184, a bill for an act relating to the township road system and the collection of poll taxes, begs leave to report it has had the same under consideration and recommends the same be returned without recommendation.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on highways to which was referred House File No. 157, a bill for an act to amend section forty-eight hundred twenty-five of the Code, 1924, relative to notice of special assessment for destruction of noxious weeds, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. O. SHAFF, *Chairman.*

Ordered passed on file.

Senator Cessna submitted the following report:

MR. PRESIDENT: Your committee on departmental affairs to which was referred Senate File No. 251, a bill for an act to empower the executive council to supervise, manage, and control certain lands belonging to the state and to direct the disposition of the funds derived from said lands, begs leave to report it has had the same under consideration and recommends the same do pass.

C. T. CESSNA, *Chairman.*

Ordered passed on file.

Senator Brookins submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred House File No. 185, a bill for an act to amend section five thousand twenty-nine (5029) of the Code, 1924, relating to the maximum speed of motor vehicles on public highways, begs leave to report it has had the same under consideration and recommends the same do pass.

A. T. BROOKINS, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on motor vehicles to which was referred House File No. 338, a bill for an act to amend section forty-eight hundred sixty-three (4863) of the Code, 1924, relating to motor vehicles, begs leave to report it has had the same under consideration and recommends the same do pass.

A. T. BROOKINS, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on motor vehicles to which was referred House File No. 339, a bill for an act to amend section fifty hundred eighty-nine of the Code, 1924, relating to penalty for violation of the motor vehicle law, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

A. T. BROOKINS, *Chairman*.

Ordered passed on file.

Senator Goodwin submitted the following report:

MR. PRESIDENT: Your committee on educational institutions to which was referred Senate File No. 217, a bill for an act to authorize the state board of education to erect, control, and manage dormitories in connection with the state educational institutions, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting a comma (,) in line three, section five, following the word "obligations" and adding the following:

"including principal and interest,".

WILLIAM J. GOODWIN, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on educational institutions to which was referred Senate File No. 268, a bill for an act to amend section 3921 of the Code, 1924, relating to the powers of the board of education, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking from the bill lines seven, eight, nine and ten, and inserting in lieu thereof the following:

"The amount of the initial fee, and the activities which it will support, shall be decided by the college administration and the state board of education after a hearing has been given to the students, or to their representatives. It is further provided that the payment of such fee shall not be made compulsory upon any student."

WILLIAM J. GOODWIN, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on educational institutions to which was referred S. J. R. No. 3, a bill for an act relating to the duties of the state board of education, begs leave to report it has had the same under consideration and recommends the same do pass.

WILLIAM J. GOODWIN, *Chairman*.

Ordered passed on file.

Senator Slemmons submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs to which was referred House File No. 319, a bill for an act to repeal the law as it appears in section seventy-two hundred twenty-seven (7227) of the Code, 1924, and to enact a substitute therefor, relating to the compensation of collectors of delinquent taxes, and the apportionment of the interest, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. F. SLEMMONS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county and township affairs to which was referred House File No. 201, a bill for an act to amend section ten thousand six hundred thirty-nine (10639) of the Code, 1924, relating to compensation of justices of the peace and constables, begs leave to report it has had the same under consideration and recommends the same do pass.

GEO. F. SLEMMONS, *Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 13, 44, and 138.

House Files Nos. 83, 149, 54, 69, 163, 164 and 333.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

SENATE CONCURRENT RESOLUTION NO. 9 CONSIDERED

Senator Cessna called up for consideration the following resolution and moved its adoption :

A concurrent resolution authorizing the Executive Council to deliver the sum of One Thousand (\$1000.00) Dollars with interest to Emma Bahls as legal guardian for Clara Bahls, which sum is now held by the Executive Council as trustee.

Whereas, by an act of the Thirty-fifth (35th) General Assembly, Chapter 339, the sum of One Thousand (\$1000.00) Dollars was appropriated

from the State Treasury for the purpose of indemnifying one Clara Bahls for personal injury sustained while working in the state institution for the deaf and dumb at Council Bluffs, Iowa, and the said sum was paid to the Executive Council of Iowa as trustee thereof for the benefit of the said Clara Bahls; and

Whereas, Emma Bahls, the sister of Clara Bahls, has been duly appointed as the legal guardian in Mower County, Minnesota, of the said Clara Bahls, and has qualified and given bond for the performance of her duties as such guardian. Now, therefore,

Be It Resolved by the Senate, the House concurring: That the Executive Council of Iowa is hereby empowered and authorized to deliver to the said Emma Bahls the sum of One Thousand (\$1000.00) Dollars with interest, to be held by the said Emma Bahls as the legal guardian of Clara Bahls, and that upon the payment of the said sum and the taking of a receipt therefor from the said guardian, the trusteeship of the said Executive Council in regard to the said fund is hereby terminated.

The resolution was adopted.

The roll call revealed the presence of all members except Senators Gilchrist and Ramsey, who were excused, and Senators Rees, Rigby and Roberts.

REPORT OF COMMITTEE CONSIDERED

Senator Stoddard moved that the rules be suspended and the report of the committee on appropriations, recommending that House File No. 1 be indefinitely postponed, be taken up and considered, which motion prevailed.

The report of the committee was adopted.

Senators Rigby and Roberts appeared in the Senate chamber.

On motion of Senator Gunderson, Senator Rees was excused temporarily from the call of the Senate.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 206.

Senator Rees appeared in the Senate chamber.

Senator Bowman offered the following amendment as a substitute amendment and moved its adoption:

Amend by striking from lines 2, 3, and 4 of section 1 the following: "the sum of twenty-five thousand dollars (\$25,000.00) or so much thereof as the executive council may find necessary," and inserting in lieu

thereof the following: "an amount of money equal to the difference in the cost of the drawbridge section of a bridge in comparison with the cost of said portion of the bridge, if not a drawbridge section, said money".

On motion of Senator Breakenridge, Senator Roberts was excused from the call.

Senator Brookhart offered the following amendment to the substitute amendment and moved its adoption:

Amend by inserting after the word "section" in the last line the words "but not to exceed fifteen thousand dollars (\$15,00.00),".

The amendment to the substitute was lost.

The substitute was lost.

On the question "Shall the amendment offered by Senator Campbell be adopted?" the vote was:

Ayes, 30.

Baird	Cessna	Langfitt	Schmedika
Benson	Clark	McLeland	Shinn
Bowman	Darting	Mills	Skromme
Brookhart	Dotts	Nelson	Slemmons
Brookins	Fackler	Rees	Snook
Browne	Fulton	Rigby	Stanley
Buser	Gunderson	Romkey	White
Campbell	Hartman		

Nays, 17.

Bergman	Ellis	Johnston	Reed
Breakenridge	Goodwin	Kern	Shaff
Cavanaugh	Haskell	Kimberly	Shane
Clearman	Horchem	Perkins	Stoddard
Dean			

Absent or not voting, 3.

Gilchrist	Ramsey	Roberts
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The amendment was adopted.

Senator Benson offered the following amendment and moved its adoption:

Amend by striking the comma (,) after the word "operation" in line 2 of section 2 thereof and inserting a semi-colon (;) in lieu thereof; and by striking the word "and" from line 3 of said section and inserting the word "it" in lieu thereof; also amend by striking the word "with" in

line 4 of section 2 and inserting in lieu thereof the words "and shall provide".

The amendment was adopted.

The bill was read for information.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

Senator Brookhart moved that the vote by which the bill passed to its third reading be reconsidered, which motion prevailed.

Senator Buser offered the following amendments and moved their adoption:

Amend by inserting after the word "to" in line 2 of section 2 the words "durability and". Also amend by striking from line 4 of section 3 after the word "Iowa" the words "to be" and inserting in lieu thereof the word "and". Also amend by striking from lines 4 and 5 of section 3 the words "as contracts for primary road construction." Also amend by inserting in line 6 of section 3 after the word "construction" the words "as provided herein".

The amendment was adopted.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Baird	Clearman	Horchem	Rees
Benson	Dean	Johnston	Rigby
Bergman	Ellis	Kimberly	Shaff
Breakenridge	Fackler	Langfitt	Shane
Campbell	Goodwin	Mills	Stoddard
Cavanaugh	Hartman	Perkins	White
Clark	Haskell	Reed	

Nays, 17.

Browne	Fulton	Nelson	Skromme
Buser	Gunderson	Roberts	Slemmons
Cessna	Kern	Romkey	Snook
Darting	McLeland	Shinn	Stanley
Dotts			

Absent or not voting, 6.

Bowman	Brookins	Ramsey	Schmedika
Brookhart	Gilchrist		

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

Senator Buser raised the point of order that it would take a two-thirds vote to pass the bill.

The President held the point of order not well taken.

Senator Breakenridge moved that the vote by which the bill passed the Senate be reconsidered and that motion laid on the table, which motion prevailed.

Senator Snook moved that United States Senator Smith W. Brookhart be invited to address the Senate.

The motion prevailed and the President appointed Senators Snook and Brookhart to escort Senator Brookhart to the desk.

Senator Brookhart addressed the Senate briefly.

Senators Langfitt, Goodwin and Perkins offered the following resolution:

SENATE CONCURRENT RESOLUTION NO. 13

Whereas, the project known as the Extension of the Capitol Grounds contemplated the removal of the present heating plant on the state house grounds to a point south of the capitol building and near the tracks of the Chicago, Rock Island and Pacific Railroad and of the Chicago Great Western Railroad, and

Whereas, to carry out said plan and to furnish a conduit for heating pipes and electric wires, a tunnel has already been constructed from the north side of the capitol to a point near said tracks, and

Whereas, said tunnel has cost approximately one hundred and sixty thousand dollars (\$160,000.00) and is useless until said plant is actually removed, Therefore,

Be It Resolved by the Senate, the House concurring:

The executive council is directed to report in writing to the Forty-second General Assembly, and within thirty days after the convening thereof:

1. The actual cost of constructing and putting in operation a new and adequate heating plant at a point north of and adjacent to said railroad tracks.
2. The actual cost of such a plant if constructed and maintained south of and adjacent to said railroad tracks.
3. The feasibility, and practicability of utilizing the present heating plant building as a storage warehouse and the actual cost of remodeling said building for said purpose.

The resolution was read and laid over under the rules.

Senator Shane was excused for the remainder of the day on his own request.

THIRD READING OF BILLS

On motion of Senator Ellis, Senate File No. 170, a bill for an act to amend section one hundred ninety-six (196) of chapter fourteen (14) of the Code, 1924, pertaining to the letting of bids for state printing, having been reported back without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Buser offered the following amendments and moved their adoption:

Amend by striking the word "done" from line 4 of section 1 and inserting in lieu thereof the word "performed".

Also amend by inserting after the word "contractors" in line 4 of section 1 the words "to be performed".

The amendments were adopted.

Senator Bergman offered the following amendment and moved its adoption:

Amend by inserting the word "state" after the word "for" in line 3 of section 1.

The amendment was adopted.

The bill was read for information.

Senator Ellis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Cessna	Haskell	Roberts
Bergman	Clark	Horchem	Romkey
Bowman	Darting	Johnston	Schmedika
Breakenridge	Dean	Kimberley	Shinn
Brookhart	Dotts	McLeland	Skromme
Brookins	Ellis	Mills	Snook
Buser	Fackler	Nelson	Stanley
Campbell	Gunderson	Perkins	Stoddard
Cavanaugh	Hartman	Rees	White

Nays, none.

Absent or not voting, 14.

Benson
Browne
Clearman
Fulton

Gilchrist
Goodwin
Kern
Langfitt

Ramsey
Reed
Rigby

Shaff
Shane
Slemmons

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

Senator Ellis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

AMENDMENT FILED

MR. PRESIDENT: I move to amend S. F. 289 as follows: Amend section one (1), line four (4) by adding after the word "Creamery" the words "or ice cream factory". Amend line six (6) by striking out the word "or" following the word "milk", and insert after the word "buttermilk" the words "or ice cream". Add after the period (.) in line seven (7) the following "In the case of ice cream the entire mix, except flavoring material, shall be pasteurized." Strike out the word "and" following the word "milk" in line ten (10) and insert after the word "cream" in the same line the words "and the mix in the case of ice cream". Also strike out the word "and" following the word "milk" in line fifteen (15) and insert after the word "cream" in the same line the words "and the mix in the case of ice cream". Also add after the word "creamery" in line fifteen (15) the words "or ice cream factory".

B. M. STODDARD.

MR. PRESIDENT: I move to amend the amendment to Senate File No. 159 as offered by Senator J. O. Shaff as the same appears in the Senate Journal, pages 734 and 735, as follows:

Amend section 2 so that the same will read as follows:

"Sec. 2. That section forty-seven hundred thirty-eight (4738) of the Code, 1924, is hereby amended by adding to the end thereof the following:

"Road machinery purchased by any county out of the primary road fund, and government trucks or tractors used by any county for maintaining primary roads shall be available for use by the Highway Commission in maintaining the primary roads of said county."

I also move to amend the amendment to Senate File No. 159 as offered by Senator J. O. Shaff, as follows:

Insert as section 5 the following:

"Sec. 5. The Highway Commission shall, prior to the making of any contract involving expenditures from the primary road fund or the primary road development fund, file with the board of supervisors detailed plans and specifications, including the estimated cost, the character of the improvement proposed, the character of the surface if any, the relocation of the right of way if any, and the proposed form of contract to be made.

Within ten days after the making of any such contract, the Highway Commission shall file a copy thereof with the board of supervisors, accompanied by the Commission's estimate of additional expenditures above the amount provided in the contract for the work to be performed.

Upon the completion of any project or contract to be paid for in whole or in part from the primary road development fund, the Commission shall file with the board of supervisors a report thereof, together with the total cost of the project or work.

The Commission shall file, on or before the first day of each and every month, a detailed statement showing the following:

1. The balance on hand at the time of filing the last detailed statement.
2. All expenditures for the preceding month from the county's allotment of the primary road fund.
3. A detailed statement of all expenditures from the county's allotment of the primary road development fund.
4. The balance on hand of the county's allotment in each of said funds at the time of the making of the statement.

For a period of ten days after the filing of either of the foregoing, the board of supervisors shall have the right to object to the same or to any part thereof. The objection must be in writing, filed with the Highway Commission and setting forth the objections with reasonable particularity. If objections are filed, the Commission shall meet promptly with the board of supervisors at the county seat to hear the objections. If the board of supervisors and the Highway Commission cannot agree at such hearing, the whole matter, together with all the records thereof, shall be laid before a Board of Review to meet at the county seat, which shall hear and determine the matter, and whose decision shall be final. The Board of Review shall consist of the Secretary of Agriculture, the chairman of the Board of Supervisors, and the chairman of the Highway Commission."

Also amend said amendment to Senate File No. 159 by renumbering sections five (5) and six (6) as sections six (6) and seven (7), and adding the following sections:

Sec. 8. Section forty-seven hundred eight (4708) of the Code, 1924, is hereby amended as follows:

- (a) By striking from line two (2) the words "of twenty-five per cent".
- (b) By striking from lines eight (8) and nine (9) the words "over and above twelve and one-half per cent".
- (c) By inserting a period after the first word "bonds" in line thirteen (13) and striking from lines thirteen (13) and fourteen (14) the words "or other bonds voted by such counties", and substituting the following in lieu thereof: "Any county in which special assessments for hard surfacing have heretofore been levied, may, for the purpose of refunding such assessments, issue primary road bonds under the provisions of chapter two hundred forty-one (241) of the Code, 1924, and may levy the necessary tax (if any) as the law provides, to pay said bonds and interest thereon".

(d) By striking the period at the end of section forty-seven hundred eight (4708) of the Code, 1924, and adding the following: "or as may be determined by boards of supervisors in case no agreement is reached by such parties"; also by adding to said sections the following:

"No special assessments shall hereafter be levied for hard surfacing primary roads".

Sec. 9. No additions to the primary road system shall be made in any county until the entire mileage of the primary road system in all of the counties has been fully improved by grading, draining, bridging and graveling or other surfacing approved by the state highway commission.

Sec. 10. That section forty-seven hundred nineteen (4719) of the Code, 1924, is hereby amended by striking out of line fourteen (14) the word "ninety" and substituting therefor the word "forty-five".

Sec. 11. The state highway commission is authorized to purchase road material or road machinery required in the improvement or maintenance of primary roads, after receiving competitive bids, and to pay for same out of the primary road development fund, or they may purchase such machinery or material for any county on proper resolution passed by the board of supervisors requesting the highway commission to do so, and in such event such material or machinery shall be paid for out of the allotment of the primary road fund for such counties.

C. L. RIGBY.

J. O. SHAFF.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to the following bill:

House File No. 54, a bill for an act relating to levy and drainage districts.

Also: That the House has concurred in Senate amendments to the following bill:

House File No. 333, a bill for an act relative to the holdings of hearings by the state department of health on complaints relative to the pollution or corruption of streams and water.

A. C. GUSTAFSON, *Chief Clerk.*

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, had had signed Senate Files Nos. 13, 44, and 138, and House Files Nos. 83, 149, 54, 69, 163, 164, and 333.

On motion of Senator Perkins the Senate adjourned until 9:00 a. m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 26, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by the Rev. C. H. Schlesselman, pastor of the First Evangelical church, of Des Moines.

On motion of Senator White, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

Petitions were presented as follows, and referred to the committees designated:

By Senator Shinn, from citizens of Logan, protesting House File No. 297, relating to appointment of superintendent of public instruction. Schools.

By Senator Nelson, from citizens of Cass county, protesting House File No. 297, relating to appointment of superintendent of public instruction. Schools.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 26th day of March, 1925, sent to the governor for his approval:

Senate Files Nos. 13, 44, 138.

F. C. STANLEY, *Chairman.*

The report was adopted.

REPORTS OF COMMITTEES

Senator Reed submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 82, a bill for an act legalizing certain franchises

of Rolfe Light and Power Company in the towns of Rolfe, Plover, Mallard and Curlew in the state of Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 84, a bill for an act legalizing certain franchises of Britt Light and Power Company in the towns of Britt, Crystal Lake, Wesley and Woden, in the state of Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 223, a bill for an act legalizing an election held in the Independent school district No. 5 of Fredericksburg township, Chickasaw county, Iowa, and the acts and proceedings in connection therewith, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 150, a bill for an act to legalize the establishment of the independent school district of Baldwin, Jackson county, Iowa, and all the acts and proceedings of said school district, and all the acts and proceedings of the board of directors thereof, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 108, a bill for an act to amend chapter six hundred twenty-five (625) of the Code, 1924, relating to security to keep the peace, begs leave to report it has had the same under consideration and recommends the same do pass.

CARL W. REED, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 244, a bill for an act requiring sheriffs and chiefs of police to report thefts of automobiles and recoveries of such vehicles to the Bureau of Criminal Investigation, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend section one (1) lines three and four by striking therefrom the words "manager and commission plan".

Amend by inserting at the end of section one (1) the following: "The bureau shall publish a list of motor vehicles reported stolen and all motor vehicles recovered, and shall send a copy thereof to each chief of police and sheriff in the state, and to the motor vehicle department of each of the several states."

CARL W. REED, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 225, a bill for an act regulating the sale of cement in the state of Iowa and providing a penalty for the violation thereof, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

CARL W. REED, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred Senate File No. 286, a bill for an act to repeal the law as it appears in sections (13647), (13648), (13851), (13852), (13853), and (13854) and amend sections (13729) and (13730), Code, 1924, relating to attaching of names of witnesses and minutes of evidence on which indictments are found and information by county attorney returned and to provide additional witnesses may be used on trial without notice, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

CARL W. REED, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on judiciary No. 1, to which was referred House File No. 262, a bill for an act authorizing the governor to appoint 3 commissioners to act in conjunction with a like commission from Nebraska to report on feasibility of a plan for construction of an interstate bridge between the two states, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by inserting in section one (1), line eight (8) the following:
"between Pottawattamie county, Iowa, and Douglas county, Nebraska,
and from Clayton county, Iowa, to Crawford county, Wisconsin."

CARL W. REED, *Chairman*.

Senator Clearman submitted the following report:

MR. PRESIDENT: Your committee on corporations to which was referred House File No. 228, a bill for an act to amend, revise and codify section eighty-five hundred ninety-two (8592), of the Code, 1924, relating to the reincorporation of nonpecuniary incorporations, begs leave to report it has had the same under consideration and recommends the same do pass.

GEORGE M. CLEARMAN, *Chairman*.

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Shinn, Senate File No. 193, a bill for an act to amend section seven thousand six hundred (7600), Code, 1924, relative to inter-county levee or drainage districts, with report of committee recommending amendment and passage., was taken up, considered, and the report of the committee adopted.

The following committee amendments were considered:

Amend section one (1) of the bill by striking the comma at the end of line fifteen (15) and by striking all of line sixteen (16) and inserting in lieu thereof the following:

"by appointing commissioners as provided in this section and by requiring a bond as provided in the last preceding section and by proceeding as provided by chapter".

Also by adding to section one (1) the following:

"Neither any land nor any previously organized drainage district shall be included within, or assessed for, the proposed new inter-county district unless such land or unless such previously organized district shall receive special benefits from the improvements in the proposed new inter-county district. Any landowner affected by the establishment of the new inter-county district may appeal to the district court of the county where his land lies from the action of the joint boards in establishing the new district or in including his land within it. The procedure for taking such appeal and for hearing and determining it shall be that provided for similar appeals in chapter three hundred fifty-three (353), Code 1924. Trustees or boards of supervisors having charge of any previously organized district which is proposed to be included (either in whole or in part) within the new inter-county district may, in the same manner and under the same procedure appeal to the district court from the action of

the joint boards in establishing the new district or in including therein the previously organized district or any part thereof."

Senator Buser offered the following amendment to the committee amendments and moved its adoption:

Amend by striking from line 2 of the second amendment the words "included in, or".

Senator Buser withdrew his amendment.

The committee amendments were adopted.

Senator Shinn moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Ellis	Langfitt	Schmedika
Benson	Fackler	McLeland	Shaff
Bergman	Fulton	Mills	Shane
Breakenridge	Goodwin	Nelson	Shinn
Brookhart	Gunderson	Perkins	Skromme
Campbell	Hartman	Reed	Slemmons
Cavanaugh	Haskell	Rees	Snook
Cessna	Horchem	Rigby	Stanley
Clearman	Johnston	Roberts	Stoddard
Dean	Kern	Romkey	White
Dotts	Kimberly		

Nays, none.

Absent or not voting, 8.

Bowman	Browne	Clarke	Gilchrist
Brookins	Buser	Darting	Ramsey

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

Senator Shin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Campbell, Senate File No. 55, a bill for an act providing that all common carriers operating trains within the state of Iowa and conveying live stock shall provide a car equipped with sleeping berths or bunks for the persons in charge of such live stock, and providing a penalty for failure to comply therewith, having been placed on the calendar under rule 35, was taken up and considered.

Senator Campbell moved that the bill be withdrawn from further consideration.

On the question "Shall the motion prevail and the bill be withdrawn?" the vote was:

Ayes, 22.

Baird	Clark	Johnston	Roberts
Benson	Darting	Perkins	Shaff
Bergman	Fackler	Reed	Shane
Breakenridge	Goodwin	Rees	Shinn
Campbell	Haskell	Rigby	White
Cessna	Horchem		

Nays, 24.

Bowman	Dean	Kimberly	Schmedika
Brookins	Dotts	Langfitt	Skromme
Browne	Ellis	McLeland	Slemmons
Buser	Gilchrist	Mills	Snook
Cavanaugh	Gunderson	Nelson	Stanley
Clearman	Hartman	Romkey	Stoddard

Absent or not voting, 4.

Brookhart	Fulton	Kern	Ramsey
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The motion was lost.

Senator Shinn offered the following amendment and moved its adoption:

Amend by inserting after the word "bunk" in line 5 of section 1 the words "or passenger coach".

The amendment was adopted.

The bill was read for information.

Senator Campbell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 47.

Baird	Clark	Johnston	Romkey
Benson	Clearman	Kern	Schmedika
Bergman	Dean	Kimberly	Shaff
Bowman	Dotts	Langfitt	Shane
Breakenridge	Ellis	McLeland	Shinn
Brookhart	Fackler	Mills	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Browne	Goodwin	Perkins	Snook
Buser	Gunderson	Reed	Stanley
Campbell	Hartman	Rees	Stoddard
Cavanaugh	Haskell	Rigby	White
Cessna	Horchem	Roberts	

Nays, 1.

Darting

Absent or not voting, 2.

Fulton

Ramsey

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

Senator Campbell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

EXPLANATION OF VOTE

MR. PRESIDENT: I wish to explain my vote on the motion to withdraw Senate File No. 55; I voted to withdraw the same, owing to the attached agreement.

ED H. CAMPBELL.

"House File No. 41 by Dewar
Senate File No. 55 by Campbell
Ewd. H. Campbell, and H. W. Dewar.

GENTLEMEN: To settle the controversy regarding bunk cars on stock trains brought up through bills now pending before the Iowa Legislature, we will provide on Chicago stock trains for regular stock days where there are more than ten caretakers either a bunk car or coach (at option of railroad) sufficient to accommodate all of the stock men on the train, such car to be put on train at first division point on main line, and to furnish the same equipment on stock trains on other days where the agent at division point on the main line has been notified one day in advance of caretakers numbering more than ten who will accompany the train on that day.

This rule to go into effect on or before May 1st, 1925.

CHICAGO, BURLINGTON & QUINCY RY.,
By W. A. Card, General Superintendent.

ILLINOIS CENTRAL RY.,
By L. E. McCabe, Division Superintendent.

CHICAGO & NORTHWESTERN RY. Co.,
By Henry L. Adams, Atty.

RECEIVERS FOR THE
C. M. & ST. P. RY. Co.,
By B. F. Van Vliet, Division Superintendent.

C. R. I. & P. RY. Co.,
By J. G. Gamble.

CHICAGO GREAT WESTERN R. R.,
By Carr, Cox, Evans & Riley its attorneys.

CALL OF THE SENATE FILED

MR. PRESIDENT: We the undersigned request a call of the Senate when Senate File No. 159 is considered.

A. H. BERGMAN.
C. L. RIGBY.
B. M. STODDARD.
GEO. B. PERKINS.
S. C. REES.
C. A. BENSON.
W. G. HASKELL.
W. A. CLARK.

E. E. CAVANAUGH.
W. J. BREAKENRIDGE.
B. J. HORCHEM.
W. S. BAIRD.
CARL W. REED.
LLOYD ELLIS.
H. A. DARTING.
J. O. SHAFF.

The roll call revealed the presence of all members except Brookhart, Perkins and Ramsey.

On motion of Senator Johnston, Senator Ramsey was excused from the call of the Senate.

Senator Campbell moved that the bill be laid on the table.

The President held the motion out of order, as the call was not complete.

Senator Shane moved that Senators Brookhart and Perkins be excused from the call of the Senate.

Senator Buser raised the point of order that as Senator Campbell was holding the floor, no other motion could be made.

The President held the point well taken.

Senator Campbell yielded the floor.

Senator Shane renewed his motion that Senators Brookhart and Perkins be excused from the call of the Senate.

Senator Buser moved to amend the motion by inserting the word "temporarily" before the word "excused".

The amendment was adopted.

The motion prevailed and the call declared complete.

Senator Campbell moved that Senate File No. 159 be laid on the table.

On the question "Shall the motion prevail and the bill be laid on the table?" the vote was:

Ayes, 21.

Bowman	Cessna	Gunderson	Schmedika
Breakenridge	Dean	Hartman	Shinn
Brookins	Dotts	Kern	Skromme
Browne	Fackler	McLeland	Slemmons
Buser	Gilchrist	Nelson	Snook
Campbell			

Nays, 26.

Baird	Ellis	Langfitt	Romkey
Benson	Fulton	Mills	Shaff
Bergman	Goodwin	Reed	Shane
Cavanaugh	Haskell	Rees	Stanley
Clark	Horchem	Rigby	Stoddard
Clearman	Johnston	Roberts	White
Darting	Kimberly		

Absent or not voting, 3.

Brookhart	Perkins	Ramsey
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The motion was lost.

On motion of Senator Shaff, Senate File No. 159, a bill for an act to amend, revise and codify sections forty-six hundred eighty-seven (4687) to forty-seven hundred nineteen (4719) inclusive; sections forty-seven hundred thirty-one (4731) to forty-seven hundred forty-one (4741) inclusive, and sections forty-seven hundred forty-three (4743) to forty-seven hundred fifty-five (4755) inclusive, of the Code, 1924, relating to the primary road system, the primary road fund, and the surfacing of secondary roads, to co-ordinate the primary road law with the federal aid road law, to empower the state to construct and maintain the primary road system, to do away with special assessments for paving, and refund for such assessments heretofore levied, and to make the interest and principal of primary road bonds payable out of the primary road fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff offered the following amendments and moved their adoption:

Amend title to read:

"A BILL FOR

An act to amend sections forty-seven hundred thirty-six (4736) and forty-seven hundred thirty-eight (4738) of the Code, 1924, relating

to the maintenance of primary roads and the purchase of machinery; to create a primary road development fund, provide for the expenditure thereof, and to provide for the payment of interest and principal of primary road bonds."

Further amend by striking all after the enacting clause and substituting the following:

"Section 1. That section forty-seven hundred thirty-six (4736) of the Code, 1924, is hereby amended by striking out paragraphs one and two and substituting in lieu thereof the following:

"Primary roads outside of cities and towns, and along the corporation lines thereof, shall be maintained by the state highway commission under the patrol system. Bills for said work, when approved by the state highway commission, shall be paid from the primary road fund."

Sec. 2. That section forty-seven hundred thirty-eight (4738) of the Code, 1924, is hereby amended by adding to the end thereof the following:

"Road machinery purchased by any county out of the primary road fund, and government trucks or tractors used by any county for maintaining primary roads shall be turned over to the highway commission for use in maintaining the primary roads of said county."

Sec. 3. Before the primary road fund in any year is allotted among the counties, the federal aid road fund for said year and an equal amount of state funds shall be set aside to constitute the primary road development fund. Said primary road development fund shall be allotted among said counties of the state in which the primary roads have not been fully improved by grading, draining, bridging and graveling or other surfacing approved by the state highway commission, and in which the current allotment of the primary road fund is not sufficient to complete said work, or in which there are primary road bonds maturing in an amount, which, together with the maintenance of primary roads, exceeds the county's allotment of the primary road fund. Said development fund allotment shall be made in the ratio that the area of each of such counties bears to the total area of all of such counties.

Sec. 4. The primary road development fund shall be spent under the jurisdiction of the state highway commission for the improvement of the primary roads of the county to which it is allotted, or in the retirement of primary road bonds of such county, and is hereby appropriated for said purpose.

In the expenditure of said fund the commission shall have power, independently, or in cooperation with the county board to receive bids, award and execute contracts, purchase or institute and maintain proceedings for the condemnation of right of way, and proceed with the construction work. All the provisions of the primary road law, insofar as the same are applicable, shall apply to the work done and funds expended hereunder.

Sec. 5. The maturing interest and principal of primary road bonds heretofore or hereafter issued by any county shall be paid from said county's allotment of the primary road fund or the primary road development fund, as the case may be. Whenever any of said bonds or in-

terest thereon are about to mature the commission shall prepare a voucher in favor of the county treasurer, and drawn against the said county's allotment of the primary road fund or primary road development fund, as the case may be, in the amount of said maturing interest and principal (if such amount remains in said allotments after setting aside, from the county's allotment of the primary road fund enough to maintain the primary roads of said county during said year). Said voucher shall be paid in the same manner as other claims payable from said funds. The funds so received by the county treasurer shall be used for paying the maturing interest and principal of primary road bonds, and for no other purpose.

Sec. 6. This act shall take effect on November 30, 1925, and be in force thereafter."

The following amendments to the amendments, filed by Senators Rigby and Shaff, were considered:

Amend the amendments as follows:

Amend section 2 so that the same will read as follows:

"Sec. 2. That section forty-seven hundred thirty-eight (4738) of the Code 1924, is hereby amended by adding to the end thereof the following:

"Road machinery purchased by any county out of the primary road fund, and government trucks or tractors used by any county for maintaining primary roads shall be available for use by the highway commission in maintaining the primary roads of said county."

I also move to amend the amendment to Senate File No. 159 so offered by Senator J. O. Shaff, as follows:

Insert as section 5 the following:

"Sec. 5. The highway commission shall, prior to the making of any contract involving expenditures from the primary road fund or the primary road development fund, file with the board of supervisors detailed plans and specifications, including the estimated cost, the character of the improvement proposed, the character of the surface if any, the relocation of the right of way if any, and the proposed form of contract to be made.

Within ten days after the making of any such contract, the highway commission shall file a copy thereof with the board of supervisors, accompanied by the commission's estimate of additional expenditures above the amount provided in the contract for the work to be performed.

Upon the completion of any project or contract to be paid for in whole or in part from the primary road development fund, the commission shall file with the board of supervisors a report thereof, together with the total cost of the project or work.

The commission shall file, on or before the first day of each and every month, a detailed statement showing the following:

1. The balance on hand at the time of filing the last detailed statement.
2. All expenditures for the preceding month from the county's allotment of the primary road fund.

3. A detailed statement of all expenditures from the county's allotment of the primary road development fund.

4. The balance on hand of the county's allotment in each of said funds at the time of the making of the statement.

For a period of ten days after the filing of either of the foregoing, the board of supervisors shall have the right to object to the same or to any part thereof. The objection must be in writing, filed with the highway commission and setting forth the objections with reasonable particularity. If objections are filed, the commission shall meet promptly with the board of supervisors at the county seat to hear the objections. If the board of supervisors and the highway commission cannot agree at such hearing, the whole matter, together with all the records thereof, shall be laid before a board of review to meet at the county seat, which shall hear and determine the matter, and whose decision shall be final. The board of review shall consist of the secretary of agriculture, the chairman of the board of supervisors, and the chairman of the highway commission".

Also amend said amendment to Senate File No. 159 by renumbering sections five (5) and six (6) as sections six (6) and seven (7), and adding the following sections:

Sec. 8. Section forty-seven hundred eight (4708) of the Code, 1924, is hereby amended as follows:

(a) By striking from line two (2) the words "of twenty-five per cent".

(b) By striking from lines eight (8) and nine (9) the words "over and above twelve and one-half per cent".

(c) By inserting a period after the first word "bonds" in line thirteen (13) and striking from lines thirteen (13) and fourteen (14) the words "or other bonds voted by such counties", and substituting the following in lieu thereof: "Any county in which special assessments for hard surfacing have heretofore been levied, may, for the purpose of refunding such assessments, issue primary road bonds under the provisions of chapter two hundred forty-one (241) of the Code, 1924, and may levy the necessary tax (if any) as the law provides, to pay said bonds and interest thereon".

(d) By striking the period at the end of section forty-seven hundred eight (4708) of the Code, 1924, and adding the following: "or as may be determined by boards of supervisors in case no agreement is reached by such parties"; also by adding to said sections the following:

"No special assessments shall hereafter be levied for hard surfacing primary roads".

Sec. 9. No additions to the primary road system shall be made in any county until the entire mileage of the primary road system in all of the counties has been fully improved by grading, draining, bridging and graveling or other surfacing approved by the state highway commission.

Sec. 10. That section forty-seven hundred nineteen (4719) of the Code, 1924, is hereby amended by striking out of line fourteen (14) the word "ninety" and substituting therefor the word "forty-five".

Sec. 11. The state highway commission is authorized to purchase road material or road machinery required in the improvement or maintenance of primary roads, after receiving competitive bids, and to pay for same out of the primary road development fund, or they may purchase such machinery or material for any county on proper resolution passed by the board of supervisors requesting the highway commission to do so, and in such event such material or machinery shall be paid for out of the allotment of the primary road fund for such counties.

Senator Shaff moved to amend the amendments to the amendments as follows:

Amend by changing the position of the paragraph beginning with the words "For a period of ten days" by inserting it after the second paragraph of the proposed section 5.

Also amend the amendment to the amendment by inserting after the fourth paragraph in section five (5) as an additional paragraph the following:

"The commission shall file on or before the first day of January of each year, a detailed statement of the primary road fund and primary road development fund, showing both the receipts and expenditures during the preceding year and the balance on hand in each fund."

Also amend by striking out all of the proposed section 10.

Senator Gilchrist moved that further action be deferred until the amendments could be printed in the journal.

Senator Stoddard moved as a substitute motion that all the amendments offered be incorporated in the bill and that the same be printed in the journal, and that action be deferred until tomorrow at 10 a. m.

The substitution was made.

The motion prevailed.

On motion of Senator Rigby, Senate File No. 117, a bill for an act making an appropriation to assist in defraying the expenses of the proposed national encampment of the Grand Army of the Republic to be held in Iowa, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking from section one (1), line three (3), after the word "of" the words and figures "twenty thousand dollars (\$20,000)" and inserting in lieu thereof the words and figures "ten thousand dollars (\$10,000)".

Senator Rigby offered the following amendment and moved its adoption:

Amend by striking "ten thousand dollars (\$10,000)" from line 3 of section 1 and inserting in lieu thereof the following: "fifteen thousand dollars (\$15,000)".

The amendment was adopted.

Senator Fackler moved the previous question, which motion prevailed.

Senator Rigby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Clearman	Kern	Romkey
Benson	Dean	Kimberly	Schmedika
Bergman	Dotts	Langfitt	Shaff
Bowman	Ellis	McLeland	Shane
Breakenridge	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Browne	Goodwin	Perkins	Slemmons
Buser	Hartman	Reed	Snook
Campbell	Haskell	Rees	Stanley
Cavanaugh	Horchem	Rigby	Stoddard
Clark	Johnston	Roberts	White

Nays, none.

Absent or not voting, 6.

Brookhart	Darting	Gunderson	Ramsey
Cessna	Gilchrist		

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

Senator Rigby moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. NO. 178 WITHDRAWN

By unanimous consent Senator Stanley withdrew Senate File No. 178 from further consideration.

On motion of Senator Dean, House File No. 224, a bill for an act to authorize guardians, administrators, trustees, receivers,

state and savings banks, trust companies and insurance companies to invest in bonds issued under and by virtue of the Federal Farm Loan Act, approved by the President of the United States July 17, 1916, was substituted for Senate File No. 211, taken up and considered.

The bill was read for information.

Senator Dean moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 45.

Baird	Darting	Johnston	Romkey
Benson	Dean	Kern	Schmedika
Bergman	Dotts	Kimberly	Shaff
Bowman	Ellis	Langfitt	Shane
Breakenridge	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Goodwin	Nelson	Slemmons
Buser	Gunderson	Reed	Snook
Campbell	Hartman	Rees	Stanley
Cavanaugh	Haskell	Rigby	Stoddard
Clark	Horchem	Roberts	White
Clearman			

Nays, none.

Absent or not voting, 5.

Brookhart	Gilchrist	Perkins	Ramsey
Cessna			

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

On motion of Senator White, Senate File No. 26, a bill for an act to create a commission for the blind, to define its powers and to make an appropriation therefor, with report of committee on appropriations recommendnig passage, was taken up, considered, and the report of the committee adopted.

The following amendment recommended by the committee on educational institutions was considered:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The Iowa Commission for the Blind is hereby created. Said commission shall consist of the superintendent of the state school for the blind, and two other members to be appointed by the governor.

Sec. 2. On the taking effect of this chapter, the governor shall appoint two members of said board. Said appointees shall forthwith qualify as provided by law and shall serve until July 1, 1926, and 1927, the tenure of each appointee to be determined by the governor.

Sec. 3. Prior to July 1st of each year, commencing with 1926, the governor shall appoint a member of said board to succeed the member whose term of office expires on said date. All such appointees shall serve for a period of two years from July 1st of the year of appointment.

Sec. 4. The commission shall elect its own officers and shall employ such assistants as may be necessary to carry out the provisions of this act, and hold such meetings as it may determine.

Sec. 5. The members of the commission shall receive no compensation for their services, but shall be entitled to receive their traveling and other necessary expenses incurred in the performance of their duties as members of the commission.

Sec. 6. The commission for the blind shall act as a bureau of information and industrial aid for the blind, such as assisting the blind in finding employment, teaching them industries; giving them such assistance as may be necessary or advisable in helping the adult blind in marketing their products.

Sec. 7. The commission shall:

1. Prepare and maintain a complete register of the blind of the state which shall describe the condition, cause of blindness, capacity for educational and industrial training, and such other facts as the commission deems of value.

2. Assist in marketing of products of blind workers of the state.

3. Ameliorate the condition of the blind by promoting visits to them in their homes for the purpose of instruction and by such other lawful method as the commission deems expedient.

4. Make inquiries concerning the causes of blindness to ascertain what portion of such cases are preventable and cooperate with the other organized agents of the state in the adoption and enforcement of proper preventive measures.

5. Provide for suitable vocational training whenever the commission shall deem it advisable and necessary. The commission may establish workshops for the employment of the blind, paying suitable wages for work under such employment. The commission may provide or pay for, during their training period, the temporary lodging and support of persons receiving vocational training. The commission shall have authority to use any receipts or earnings that accrue from the operation of workshops as provided in this chapter, but a detailed statement of receipts or earnings and expenditures shall be made monthly to the auditor of state.

6. Discourage begging, either directly or indirectly, on the part of the blind within the limits of the state.

7. Make an annual report to the governor of its proceedings for each fiscal year. It shall embody therein a properly classified and tabulated statement of its estimates for the ensuing year with its own opinion of

the necessity or expediency of appropriations in accordance with such estimates. Such annual report shall also present a concise review of the work of the commission for the preceding year with such suggestions and recommendations for improving the condition of the blind as may be expedient.

8. Perform all other duties required of it by law.

Sec. 8. There is hereby appropriated from any funds in the state not otherwise appropriated the sum of twenty-five thousand dollars (\$25,000.00) or such part of that amount as may be necessary in carrying out the provisions of this chapter, but no expenditures of appropriations shall be in excess of the appropriation."

Senator Roberts offered the following amendment to the committee amendment and moved its adoption:

Amend by striking from the proposed section 8, lines 2 and 3, the following: "twenty-five thousand dollars (\$25,000)" and inserting in lieu thereof the following: "twenty thousand dollars (\$20,000)".

The amendment to the amendment was adopted.

The committee amendment was adopted.

Senator White offered the following amendment and moved its adoption:

Amend by inserting after the word "state" in line 1 of section 8 the word "treasury".

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by inserting after the word "authority" in line 6 of paragraph 5 of section 7 the following: "as provided in this chapter". Also amend by striking from line 8 of paragraph 5 of section 7 the words "as provided in this chapter".

The amendment was adopted.

The bill was read for information.

Senator White moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Dotts	Kern	Schmedika
Benson	Ellis	Kimberly	Shaff
Bergman	Fackler	Langfitt	Shane
Breakenridge	Fulton	McLeland	Shinn
Brookins	Goodwin	Nelson	Skromme
Campbell	Gunderson	Reed	Slemmons
Cavanaugh	Hartman	Rees	Snook
Clark	Haskell	Rigby	Stanley
Clearman	Horchem	Roberts	Stoddard
Darting	Johnston	Romkey	White
Dean			

Nays, none.**Absent or not voting, 9.**

Bowman	Buser	Gilchrist	Perkins
Brookhart	Cessna	Mills	Ramsey
Browne			

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

Senator White moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE FILE NO. 211 WITHDRAWN

By unanimous consent on request of Senator Dean, Senate File No. 211 was withdrawn from further consideration.

On motion of Senator Stoddard the Senate went into executive session.

The Senate arose from executive session and resumed regular session.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

INTRODUCTION OF BILLS

Senate File No. 316, by committee on cities and towns, a bill for an act releasing, relinquishing and granting to shore owners

of shore lands on the Missouri river in the city of Sioux City, Woodbury county, Iowa, all right, title and interest, if any, which the state of Iowa may have in the lands lying between the high water mark of said Missouri river and the middle of the main channel of the river between the states of Iowa and Nebraska.

Read first and second times and placed on the calendar.

Senate File No. 317, by committee on judiciary No. 1, a bill for an act to amend chapter three hundred fifty-three (353) of the Code of Iowa of 1924, by amending section seven thousand four hundred twenty-four (7424) thereof, so as to define the word "change" as used in said chapter, and by amending said chapter, by adding section seven thousand five hundred ninety-eight-a (7598-a), providing that proceedings commenced before October 28th, 1924, may be presented under the provisions of statutes in force and effect at time of such commencement.

Read first and second times and placed on calendar.

SENATOR CUMMINS INVITED TO ADDRESS THE SENATE

Senator Stoddard moved that the secretary of the Senate be directed to issue an invitation to United States Senator Cummins to address the Senate briefly on next Monday morning at 10 a. m., which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Roberts, Senate File No. 65, a bill for an act to amend section forty-seven hundred nineteen (4719) of the Code, 1924, relating to primary and secondary road systems, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking section 2 (publication clause).

Senator Shane offered the following amendment and moved its adoption:

Amend by adding to section 1 the following: Insert in line 7 after

the word "and" the word "two" and add the letter "s" to the word "year" as it occurs in the 7th line of said section.

The amendment was lost.

The bill was read for information.

Senator Roberts moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Dotts	Kimberly	Romkey
Benson	Ellis	Langfitt	Shaff
Bergman	Fackler	McLeland	Shane
Breakenridge	Fulton	Mills	Shinn
Brookhart	Goodwin	Nelson	Skromme
Campbell	Gunderson	Perkins	Slemmons
Cavanaugh	Haskell	Reed	Snook
Clark	Horchem	Rees	Stanley
Clearman	Johnston	Rigby	Stoddard
Dean	Kern	Roberts	White

Nays, 5.

Bowman	Buser	Darting	Gilchrist
Browne			

Absent or not voting, 5.

Brookins	Hartman	Ramsey	Schmedika
Cessna			

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

Senator Roberts moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Fackler, House File No. 212, a bill for an act to amend section forty-six hundred sixty-two (4662) of the Code, 1924, relating to disagreements between boards of supervisors as to county line highway matters, with report of committee recommending passage, was substituted for Senate File No. 223, taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Fackler moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Cessna	Horchem	Roberts
Benson	Clark	Johnston	Romkey
Bergman	Dean	Kimberly	Schmedika
Bowman	Dotts	Langfitt	Shane
Breakenridge	Ellis	McLeland	Shinn
Brookhart	Fackler	Mills	Skromme
Brookins	Fulton	Nelson	Slemmons
Browne	Gilchrist	Perkins	Snook
Buser	Goodwin	Reed	Stanley
Campbell	Gunderson	Rees	White
Cavanaugh	Haskell	Rigby	

Nays, none.

Absent or not voting, 7.

Clearman	Hartman	Ramsey	Stoddard
Darting	Kern	Shaff	

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

Senator Fackler moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent Senator Fackler withdrew Senate File No. 223 from further consideration.

On motion of Senator Dean, House File No. 117, a bill for an act to amend the law as it appears in section forty-seven hundred thirty-one (4731) of the Code, 1924, relating to the jurisdiction of boards of supervisors in purchasing or condemning right of way of the primary road system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Dean moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clearman	Haskel	Reed
Benson	Dean	Horchem	Rees
Bergman	Dotts	Johnston	Rigby
Breakenridge	Ellis	Kern	Shane
Brookins	Fulton	Kimberly	Skronime
Campbell	Gilchrist	Langfitt	Slemmons
Cavanaugh	Goodwin	McLeland	Stanley
Cessna	Gunderson	Mills	Stoddard
Clark	Hartman	Perkins	White

Nays, 5.

Buser	Romkey	Schmedika	Snook
Nelson			

Absent or not voting, 9.

Bowman	Darting	Ramsey	Shaff
Brookhart	Fackler	Roberts	Shinn
Browne			

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

Senator Dean moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

H. F. 92 RETURNED TO COMMITTEE

By unanimous consent on request of Senator Brookhart House File No. 92 was returned to the committee on judiciary No. 2 for the purpose of a public hearing on same.

H. F. 339 REREFERRED

By unanimous consent on request of Senator Brookins, House File No. 339 was rereferred to the committee on motor vehicles.

THIRD READING OF BILLS

On motion of Senator Ellis, Senate File No. 90, a bill for an act to create a lien on motor vehicles and on repair parts and accessories furnished for such vehicles, to declare the rights thereunder and to provide the procedure for the enforcement of such lien, having been ordered on the calendar under rule 35, was taken up, considered, and the report of the committee adopted.

Senator Ellis offered the following amendments and moved their adoption:

Amend by striking out all after the enacting clause and substituting the following:

Section 1. Definition. The term "person" is used in this chapter in the sense of person, firm, partnership, and corporation.

Sec. 2. Lien authorized. Any person who, on the request of the owner, stores or repairs a motor vehicle, or who, on such request, furnished services, repair parts, accessories or supplies therefor, may, by complying with this chapter, have a lien on such vehicle and on such parts and accessories for the agreed or reasonable value of such storage, service, repairs, parts, accessories, and supplies.

Sec. 3. Perfecting lien. Any person wishing to acquire said lien shall file in the recorder's office of the county in which the owner of the vehicle resides within sixty (60) days after storing, furnishing parts, accessories, or supplies, or repairing such motor vehicle, notice of intention to hold such a lien.

Sec. 4. Requirements of notice. Said notice shall contain:

1. The name and post office address of the claimant of the lien.
2. The name and post office address of the owner of the motor vehicle.
3. A particular description of the motor vehicle, and the location thereof.
4. A detailed and itemized statement of the account for which the lien is claimed, and the balance due on such account.

Sec. 5. Verification. Said notice shall be sworn to by the claimant, if an individual, or by a member, if a firm or partnership, or by an officer or general manager, if a corporation.

Sec. 6. Filing and indexing. The county recorder shall forthwith file and retain said notice and index the same in the chattel mortgage index, treating the claimant as mortgagee or vendor, and the owner of the motor vehicle as mortgagor or vendee.

Sec. 7. Notice to owner. The claimant for a lien shall within ten days after the filing of the notice aforesaid, serve a copy of said notice on the owner of said motor vehicle. Service shall be made in the manner in which original notices are required to be served.

Sec. 8. Limitation on lien. Action to enforce said lien must be instituted within three (3) months after the date of the filing of said notice of intention to hold such a lien, and if action is not so instituted the lien shall be deemed waived.

Sec. 9. Enforcement of lien. Said lien may, in the absence of a contract to the contrary, be foreclosed by notice and sale as now provided for the foreclosure of chattel mortgages, or by action under chapter five hundred eleven (511), or by action in equity.

Sec. 10. Venue. Actions contemplated in the preceding section shall be maintainable only in the county in which the owner of the motor vehicle resides.

Sec. 11. Parting with possession. The holder of said lien shall not be deemed to have waived said lien by parting with the possession of said vehicle, repair parts or supplies.

Sec. 12. Recovery of possession. A lienholder who has parted with the possession of such motor vehicle, parts, accessories or supplies, may, in any lawful manner, repossess himself of the same.

Sec. 13. Bona fide purchasers. Said lien shall be subordinate to any right to said vehicle or to said parts or accessories when such right has been acquired in good faith, for value and without knowledge of said lien, and the burden of proof shall be on the party so claiming.

Sec. 14. Prior liens. Said lien shall be subject to all prior liens of record.

Sec. 15. Option. Nothing in this chapter shall prevent the enforcement of the lien provided in section ten thousand three hundred forty-five (10345) when the claimant for a lien retains the possession of the motor vehicle.

Sec. 16. That there is inserted immediately following section ten thousand three hundred forty-five (10345), Code, 1924, the following:

"10345-a1. Extent of lien. The lien in favor of the keeper of a place for the storage of motor vehicles shall embrace the agreed or reasonable value of the storage or repairs, and of the parts, accessories and supplies furnished to said motor vehicle at the request of the owner thereof."

Amend the title by striking the period following the word "lien" at the end of line three (3) and adding the following: "and to specify more definitely the extent of the lien provided for in section ten thousand three hundred forty-five (10345), Code, 1924."

The amendments were adopted.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by adding to the end of section 2 the following: "But no lien shall be allowed unless the amount of the repairs, accessories, service, parts, supplies or storage is fixed and agreed to in advance of the furnishing of any of the same."

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking out all of section 14 and inserting in lieu thereof the following:

"Sec. 14. Prior liens. Said liens shall be subject to all liens which have attached prior to the filing in the recorder's office of the notice required by section 3 of this act."

The amendment was adopted.

Senator Cavanaugh offered the following amendment and moved its adoption:

Amend section 3 by adding thereto the following: "Before any lien can be established and perfected, the claimant must file a bond with the county recorder, which must be approved by the recorder, and be in a sum of double the amount of the claim, and be for the benefit of the equitable or actual owner, securing him against fraudulent claims or unskilled workmanship."

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 14.

Bowman	Cessna	Gunderson	Nelson
Brookhart	Dotts	Hartman	Shinn
Brookins	Fackler	Langfitt	Slemmons
Cavanaugh	Fulton		

Nays, 29.

Baird	Ellis	Mills	Shaff
Benson	Gilchrist	Perkins	Shane
Bergman	Goodwin	Reed	Skromme
Breakenridge	Haskell	Rees	Snook
Clark	Horchem	Rigby	Stanley
Clearman	Johnston	Roberts	Stoddard
Darting	McLeland	Romkey	White
Dean			

Absent or not voting, 7.

Browne	Campbell	Kimberly	Schmedika
Buser	Kern	Ramsey	

The amendment was lost.

Senator Cavanaugh offered the following amendment and moved its adoption:

Amend by striking from section 9 all after the word "lien" to and including the word "or" after the figures "511" and inserting the following in lieu thereof: "must be foreclosed".

The amendment was lost.

The bill was read for information.

Senator Ellis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Baird	Dean	Mills	Shaff
Benson	Ellis	Perkins	Shane
Bergman	Gilchrist	Reed	Skromme
Breakenridge	Goodwin	Rees	Snook
Campbell	Haskell	Roberts	Stanley
Clark	Horchem	Romkey	Stoddard
Clearman	Johnston	Schmedika	White
Darting	Kimberly		

Nays, 16.

Brookhart	Cessna	Hartman	Nelson
Brookins	Dotts	Kern	Rigby
Buser	Fulton	Langfitt	Shinn
Cavanaugh	Gunderson	McLeland	Slemmons

Absent or not voting, 4.

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

Senator Ellis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

S. F. 165 AND 53 WITHDRAWN

By unanimous consent Senator Skromme withdrew Senate File No. 165 from further consideration.

By unanimous consent Senator Dean withdrew Senate File No. 53 from further consideration.

REPORT OF COMMITTEE

Senator Mills submitted the following report:

MR. PRESIDENT: Your committee on military affairs to which was referred House Concurrent Resolution No. 14, relating to the Palmetto flag, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

REDFIELD C. MILLS, *Chairman*.

Ordered passed on file.

SENATE FILE NO. 159, WITH PROPOSED AMENDMENTS
INCORPORATED

A BILL FOR

An Act to amend sections forty-seven hundred thirty-six (4736) and forty-seven hundred thirty-eight (4738) of the Code, 1924, relating to the maintenance of primary roads and the purchase of machinery; to create a primary road development fund, provide for the expenditure thereof, and to provide for the payment of interest and principal of primary road bonds.

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

Section 1. That section forty-seven hundred thirty-six (4736) of the Code, 1924, is hereby amended by striking out paragraphs one and two and substituting in lieu thereof the following:

"Primary roads outside of cities and towns, and along the corporation lines thereof, shall be maintained by the state highway commission under the patrol system. Bills for said work, when approved by the state highway commission, shall be paid from the primary road fund."

Sec. 2. That section forty-seven hundred thirty-eight (4738) of the Code, 1924, is hereby amended by adding to the end thereof the following:

"Road machinery purchased by any county out of the primary road fund, and government trucks or tractors used by any county for maintaining primary roads shall be available for use by the Highway Commission in maintaining the primary roads of said county."

Sec. 3. Before the primary road fund in any year is allotted among the counties, the federal aid road fund for said year and an equal amount of state funds shall be set aside to constitute the primary road development fund. Said primary road development fund shall be allotted among said counties of the state in which the primary roads have not been fully improved by grading, draining, bridging and graveling or other surfacing approved by the state highway commission, and in which the current allotment of the primary road fund is not sufficient to complete said work, or in which there are primary road bonds maturing in an amount, which, together with the maintenance of primary roads, exceeds the county's allotment of the primary road fund. Said development fund allotment shall be made in the ratio that the area of each of such counties bears to the total area of all of such counties.

Sec. 4. The primary road development fund shall be spent under the jurisdiction of the state highway commission for the improvement of the primary roads of the county to which it is allotted, or in the retirement of primary road bonds of such county, and is hereby appropriated for said purpose.

In the expenditure of said fund the commission shall have power, independently, or in cooperation with the county board, to receive bids, award and execute contracts, purchase or institute and maintain proceedings for the condemnation of right of way, and proceed with the construction work. All the provisions of the primary road law, insofar

as the same are applicable, shall apply to the work done and funds expended hereunder.

Sec. 5. The Highway Commission shall, prior to the making of any contract involving expenditures from the primary road fund or the primary road development fund, file with the board of supervisors detailed plans and specifications, including the estimated cost, the character of the improvement proposed, the character of the surface if any, the relocation of the right of way if any, and the proposed form of contract to be made.

Within ten days after the making of any such contract, the Highway Commission shall file a copy thereof with the board of supervisors, accompanied by the Commission's estimate of additional expenditures above the amount provided in the contract for the work to be performed.

For a period of ten days after the filing of either of the foregoing, the board of supervisors shall have the right to object to the same or to any part thereof. The objection must be in writing, filed with the Highway Commission and setting forth the objections with reasonable particularity. If objections are filed, the Commission shall meet promptly with the board of supervisors at the county seat to hear the objections. If the board of supervisors and the Highway Commission cannot agree at such hearing, the whole matter, together with all the records thereof, shall be laid before a Board of Review to meet at the county seat, which shall hear and determine the matter, and whose decision shall be final. The Board of Review shall consist of the Secretary of Agriculture, the chairman of the Board of Supervisors, and the chairman of the Highway Commission.

Upon the completion of any project or contract to be paid for in whole or in part from the primary road development fund, the Commission shall file with the board of supervisors a report thereof, together with the total cost of the project or work.

The Commission shall file, on or before the first day of each and every month, a detailed statement showing the following:

1. The balance on hand at the time of filing the last detailed statement.
2. All expenditures for the preceding month from the county's allotment of the primary road fund.
3. A detailed statement of all expenditures from the county's allotment of the primary road development fund.
4. The balance on hand of the county's allotment in each of said funds at the time of the making of the statement.

The commission shall file on or before the first day of January of each year, a detailed statement of the primary road fund and primary road development fund, showing both the receipts and expenditures during the preceding year and the balance on hand in each fund.

Sec. 6. The maturing interest and principal of primary road bonds heretofore or hereafter issued by any county shall be paid from said county's allotment of the primary road fund or the primary road devel-

opment fund, as the case may be. Whenever any of said bonds or interest thereon are about to mature the commission shall prepare a voucher in favor of the county treasurer, and drawn against the said county's allotment of the primary road fund or primary road development fund, as the case may be, in the amount of said maturing interest and principal (if such amount remains in said allotments after setting aside, from the county's allotment of the primary road fund enough to maintain the primary roads of said county during said year). Said voucher shall be paid in the same manner as other claims payable from said funds. The funds so received by the county treasurer shall be used for paying the maturing interest and principal of primary road bonds, and for no other purpose.

Sec. 7. This act shall take effect on November 30, 1925, and be in force thereafter.

Sec. 8. Section forty-seven hundred eight (4708) of the Code, 1924, is hereby amended as follows:

(a) By striking from line two (2) the words "of twenty-five per cent".

(b) By striking from lines eight (8) and nine (9) the words "over and above twelve and one-half per cent".

(c) By inserting a period after the first word "bonds" in line thirteen (13) and striking from lines thirteen (13) and fourteen (14) the words "or other bonds voted by such counties", and substituting the following in lieu thereof: "Any county in which special assessments for hard surfacing have heretofore been levied, may, for the purpose of refunding such assessments, issue primary road bonds under the provisions of chapter two hundred forty-one (241) of the Code, 1924, and may levy the necessary tax (if any) as the law provides, to pay said bonds and interest thereon.

(d) By striking the period at the end of section forty-seven hundred eight (4708) of the Code, 1924, and adding the following: ", or as may be determined by boards of supervisors in case no agreement is reached by such parties"; also by adding to said sections the following:

"No special assessments shall hereafter be levied for hard surfacing primary roads".

Sec. 9. No additions to the primary road system shall be made in any county until the entire mileage of the primary road system in all of the counties has been fully improved by grading, draining, bridging and graveling or other surfacing approved by the state highway commission.

Sec. 10. The state highway commission is authorized to purchase road material or road machinery required in the improvement or maintenance of primary roads, after receiving competitive bids, and to pay for same out of the primary road development fund, or they may purchase such machinery or material for any county on proper resolution passed by the board of supervisors requesting the highway commission to do so, and in such event such material or machinery shall be paid for out of the allotment of the primary road fund for such counties.

PROPOSED SUBSTITUTE FOR SENATE FILE NO. 159
A BILL FOR

An Act to amend sections forty-seven hundred eight (4708), forty-seven hundred nineteen (4719), forty-seven hundred thirty-six (4736), and forty-seven hundred thirty-eight (4738) of the Code, 1924, relating to special assessments for hard surfacing primary roads, the issuance of certificates in anticipation of the primary road fund, the maintenance of primary roads and the purchase of material and machinery for roads; to create a primary road development fund and provide for the expenditure thereof, to prohibit additions to the primary road system until after the present system is completed, and to provide for the purchase of road machinery or material.

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

Section. 1. That section forty-seven hundred thirty-six (4736) of the Code, 1924, is hereby amended by striking paragraphs one and two and substituting in lieu thereof the following:

"Primary roads outside of cities and towns, and along the corporation lines thereof, shall be maintained by the state highway commission under the patrol system. Bills for said work, when approved by the state highway commission, shall be paid from the primary road fund."

Sec. 2. That section forty-seven hundred thirty-eight (4738) of the Code, 1924, is hereby amended by adding to the end thereof the following:

"Road machinery purchased by any county out of the primary road fund, and government trucks or tractors used by any county for maintaining primary roads shall be available for use by the highway commission in maintaining the primary roads of said county."

Sec. 3. Before the primary road fund in any year is allotted among the counties, the federal aid road fund for said year and an equal amount of state funds shall be set aside to constitute the primary road development fund. Said primary road development fund shall be allotted among said counties of the state in which the primary roads have not been fully improved by grading, draining, bridging and graveling or other surfacing approved by the state highway commission, and in which the current allotment of the primary road fund is not sufficient to complete said work, or in which there are primary road bonds maturing in an amount, which, together with the maintenance of primary roads, exceeds the county's allotment of the primary road fund. Said development fund allotment shall be made in the ratio that the area of each of such counties bears to the total area of all of such counties.

Sec. 4. The primary road development fund shall be spent under the jurisdiction of the state highway commission for the improvement of the primary roads of the county to which it is allotted.

The maturing interest and principal of primary road bonds heretofore or hereafter issued by any county shall be paid from said county's allotment of the primary road fund or the primary road development fund, as the case may be. Whenever any of said bonds or interest thereon

are about to mature the commission shall prepare a voucher in favor of the county treasurer, and drawn against the said county's allotment of the primary road fund or primary road development fund, as the case may be, in the amount of said maturing interest and principal (if such amount remains in said allotments after setting aside, from the county's allotment of the primary road fund enough to maintain the primary roads of said county during said year). Said voucher shall be paid in the same manner as other claims payable from said funds. The funds so received by the county treasurer shall be used for paying the maturing interest and principal of primary road bonds, and for no other purpose.

In the expenditure of said fund the commission shall have power to receive bids, award and execute contracts, purchase or institute and maintain proceedings for the condemnation of right of way, and proceed with the construction work, subject to provisions of section five (5) hereunder. All the provisions of the primary road law, insofar as the same are applicable, shall apply to the work done and funds expended hereunder.

Sec. 5. The highway commission shall, prior to the making of any contract involving expenditures from the primary road fund or the primary road development fund, file with the board of supervisors detailed plans and specifications, including the estimated cost, the character of the improvement proposed, the character of the surface, if any, the relocation of the right of way, if any, and the proposed form of contact to be made. Within ten days after the making of any such contract, the highway commission shall file a copy thereof with the board of supervisors, accompanied by the commission's estimate of additional expenditures above the amount provided in the contract for the work to be performed. For a period of ten days after the filing of either of the foregoing, the board of supervisors shall have the right to object to the same or to any part thereof. The objection must be in writing, filed with the highway commission, and setting forth the objections with reasonable particularity. If objections are filed, the commission shall meet promptly with the board of supervisors at the county seat to hear the objections. If the board of supervisors and the highway commission cannot agree at such hearing, the whole matter, together with all the records thereof, shall be laid before a board of review to meet at the county seat, which shall hear and determine the matter, and whose decision shall be final. The board of review shall consist of the secretary of agriculture, the chairman of the board of supervisors, and the chairman of the highway commission.

Upon the completion of any project or contract to be paid for in whole or in part from the primary road development fund, the commission shall file with the board of supervisors a report thereof, together with the total cost of the project or work.

The commission shall file, on or before the first day of each and every month, a detailed statement showing the following:

1. The balance on hand at the time of filing the last detailed statement.
2. All expenditures for the preceding month from the county's allotment of the primary road fund.

3. A detailed statement of all expenditures from the county's allotment of the primary road development fund.

4. The balance on hand of the county's allotment in each of said funds at the time of the making of the statement. On or before the first day of January each year, the commission shall file a detailed statement of the primary road and primary road development funds showing both the receipts and expenditures during the preceding year, and the balance on hand in each fund.

Sec. 6. Section forty-seven hundred eight (4708) of the Code, 1924, is hereby amended as follows:

(a) By striking from line two (2) the words "Of twenty-five per cent".

(b) By striking from lines eight (8) and nine (9) the words "over and above twelve and one-half per cent".

(c) By inserting a period after the first word "bonds" in line thirteen (13) and striking from lines thirteen (13) and fourteen (14) the words "or other bonds voted by such counties", and substituting the following in lieu thereof: "Any county in which special assessments for hard surfacing have heretofore been levied, may, for the purpose of refunding such assessments, issue primary road bonds under the provisions of chapter two hundred forty-one (241) of the Code, 1924, and may levy the necessary tax (if any) as the law provides, to pay said bonds and interest thereon".

(d) By striking the period at the end of section forty-seven hundred eight (4708) of the Code, 1924, and adding the following:

" , or as may be determined by boards of supervisors in case no agreement is reached by such parties"; also by adding to said section the following:

"No special assessments shall hereafter be levied for hard surfacing primary roads".

Sec. 7. No additions to the primary road system shall be made in any county until the entire mileage of the primary road system in all of the counties has been fully improved by grading, draining, bridging and graveling or other surfacing approved by the state highway commission.

Sec. 8. The state highway commission is authorized to purchase road material or road machinery required in the improvement or maintenance of primary roads, after receiving competitive bids, and to pay for same out of the primary road development fund, or they may purchase such machinery or material for any county on proper resolution passed by the board of supervisors requesting the highway commission to do so, and in such event such material or machinery shall be paid for out of the allotment of the primary road fund for such counties.

Sec. 9. This act shall take effect on November 30, 1925, and be in force thereafter.

J. O. SHAFF.
C. L. RIGBY.

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File No. 239 by striking from line three (3) thereof the words and figures "fourteen thousand (14,000)" and substituting in lieu thereof the words and figures "nineteen thousand (19,000)".

C. B. KERN.

The Journal of March 25th was corrected and approved.

Senator Brookhart moved that the Senate adjourn until 9:30 a. m. Friday.

Senator Buser moved to amend by making the hour 9:00 a. m.

The amendment was adopted.

The motion was lost.

Senator Haskell moved that the Senate adjourn until 9:00 a. m. Friday.

Senator Campbell moved to amend by making the hour 8:30 a. m.

Senator Shaff raised the point of order that the Senate had taken no action since the former motion to adjourn had been voted down, and that a motion to adjourn now was out of order.

The President held the point well taken.

Senator Gilchrist moved that the Senate take up Senate File No. 169 for consideration.

The motion was lost.

Senator Campbell moved that the Senate adjourn until 8:30 a. m. Friday.

Senator Haskell moved to amend by making the hour 9:00 a. m.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 9:00 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 27, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Carl Brown, pastor of the Methodist Episcopal church of Garden Grove, Iowa.

On motion of Senator Cessna, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

A petition, favoring the program of the Iowa Good Roads Association, was presented by Senator Stanley, from citizens of Oskaloosa, and referred to the committee on highways.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that, on March 25, 1925, he had approved the following bills:

Senate File No. 21, relating to voting machines.

Senate File No. 132, relating to the publication of legislative acts.

Senate File No. 137, relating to the National Military Park at Vicksburg, Miss.

Senate File No. 144, relating to marriage.

Senate File No. 153, relating to drainage district in Muscatine and Louisa counties.

Senate File No. 162, legalizing certain corporations.

Senate File No. 207, relating to releases of contracts and mortgages.

Senate File No. 23, relating to paroles.

THIRD READING OF BILLS

On motion of Senator Rees, House File No. 62, a bill for an act to amend the law as it appears in section forty-eight hundred eighteen (4818) of the Code, 1924, with respect to noxious weeds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Rees moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Clearman	Kern	Schmedika
Benson	Dean	Kimberly	Shaff
Bergman	Dotts	Langfitt	Shane
Breakenridge	Ellis	McLeland	Shinn
Brookhart	Fackler	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Gunderson	Rees	Snook
Campbell	Hartman	Rigby	Stanley
Cavanaugh	Haskell	Roberts	Stoddard
Cessna	Horchem	Romkey	White
Clark	Johnston		

Nays, none.

Absent or not voting, 8.

Bowman	Darting	Goodwin	Ramsey
Brookins	Fulton	Perkins	Reed

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

On motion of Senator Horchem, Senate File No. 141, a bill for an act to amend the law as it appears in section forty-three hundred forty-nine (4349), of the Code, 1924, relating to the education of deaf children, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Horchem moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clark	Gunderson	Schmedika
Benson	Clearman	Haskell	Shaff
Bergman	Darting	Horchem	Shane
Breakenridge	Dean	Johnston	Skromme
Brookins	Dotts	Kimberly	Slemmons
Buser	Ellis	Langfitt	Snook
Campbell	Fackler	McLeland	Stanley
Cavanaugh	Fulton	Rigby	Stoddard
Cessna	Gilchrist	Romkey	White

Nays, none.

Absent or not voting, 14.

Bowman	Hartman	Perkins	Rees
Brookhart	Kern	Ramsey	Roberts
Browne	Mills	Reed	Shinn
Goodwin	Nelson		

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

On motion of Senator Buser, Senate File No. 201, a bill for an act to amend section twelve thousand forty-one (12041), Code 1924, relating to the appointment of referees to examine the accounts of executors and administrators, and to the duty of county officers to account for fees collected under such appointment, having been reported back without recommendation by the committee, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

Senator Buser invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 17.

Brookhart	Dotts	Kern	Romkey
Brookins	Gunderson	Kimberly	Shinn
Browne	Hartman	Nelson	Skromme
Buser	Horchem	Rees	Snook
Cessna			

Nays, 28.

Benson	Clearman	Johnston	Schmedika
Bergman	Darting	Langfitt	Shaff
Bowman	Dean	McLeland	Shane
Breakenridge	Ellis	Mills	Slemmons
Campbell	Gilchrist	Perkins	Stanley
Cavanaugh	Goodwin	Reed	Stoddard
Clark	Haskell	Rigby	White

Absent or not voting, 5.

Baird	Fulton	Ramsey	Roberts
Fackler			

The bill having failed to receive a constitutional majority was declared to have failed to have pass the Senate.

On motion of Senator Stoddard, House File No. 93, a bill for an act relating to the wrongful sale or disposal of electric storage batteries belonging to another, or the removal or alteration of marks of identification thereon, and prescribing penalties for the violation thereof, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend section four (4) by striking the following words "It is unlawful" in the first line thereof and inserting in lieu thereof the following: "It shall be presumptive evidence of fraud".

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking the word "written" from line 3 of section 4.

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Browne	Clark	Ellis
Benson	Buser	Clearman	Fackler
Bergman	Campbell	Darting	Gilchrist
Breakenridge	Cavanaugh	Dean	Goodwin
Brookins	Cessna	Dotts	Hartman

Haskell	McLeland	Rigby	Slemmons
Horchem	Mills	Schmedika	Snook
Johnston	Nelson	Shaff	Stanley
Kern	Perkins	Shane	Stoddard
Kimberly	Reed	Shinn	White
Langfitt	Rees	Skromme	

Nays, none.

Absent or not voting, 7.

Bowman	Fulton	Ramsey	Romkey
Brookhart	Gunderson	Roberts	

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff the Senate resumed consideration of Senate File No. 159, a bill for an act to amend, revise and codify sections forty-six hundred eighty-seven (4687) to forty-seven hundred nineteen (4719) inclusive; sections forty-seven hundred thirty-one (4731) to forty-seven hundred forty-one (4741) inclusive, and sections forty-seven hundred forty-three (4743) to forty-seven hundred fifty-five (4755) inclusive, of the Code, 1924, relating to the primary road system, the primary road fund, and the surfacing of secondary roads, to co-ordinate the primary road law with the federal aid road law, to empower the state to construct and maintain the primary road system, to do away with special assessments for paving, and refund for such assessments heretofore levied, and to make the interest and principal of primary road bonds payable out of the primary road fund.

The roll call revealed the presence of all members except Senator Ramsey and Senator Haskell.

Senator Haskell appeared in the Senate Chamber.

Senator Ramsey appeared in the Senate chamber and the call was declared complete.

Senator Shane offered the following motion: "I move that no member be allowed to speak longer than fifteen minutes on the bill, nor any of the amendments."

Senator Gilchrist raised the point of order that the motion was out of order inasmuch as it was a change in the rules without being submitted to the committee on rules.

The President held the point not well taken.

Senator Bowman raised the point of order that the proposition could not be taken up at this time, but would have to lay over a day under the rules.

The President held the point not well taken.

Senator Shane raised the point of order that the motion was not debatable.

The President held the point not well taken.

Senator Brookhart raised the point of order that the motion was out of order under rule 10.

The President held the point not well taken.

Senator Shane withdrew his motion.

Senator Shane raised the point of order that the motion that Senator Gilchrist was discussing had been withdrawn.

The President held the point well taken.

Senator Shaff moved that no senator be allowed more than sixteen minutes in discussion of Senate File No. 159 or amendments.

Senator Shane moved the previous question.

Senator Shane raised the point of order that a motion for the previous question was not debatable.

The President held the point well taken.

Senator Gilchrist moved that the Senate adjourn until 9 a. m. Saturday.

On the question "Shall the motion prevail?" the vote was:

Ayes, 23.

Bowman	Cessna	Hartman	Schmedika
Brookhart	Dean	Kern	Shinn
Brookins	Dotts	McLeland	Skromme
Browne	Fackler	Nelson	Slemmons
Buser	Gilchrist	Rees	Snook
Campbell	Gunderson	Romkey	

Nays, 27.

Baird	Darting	Kimberly	Roberts
Benson	Ellis	Langfitt	Shaff
Bergman	Fulton	Mills	Shane
Breakenridge	Goodwin	Perkins	Stanley
Cavanaugh	Haskell	Ramsey	Stoddard
Clark	Horchem	Reed	White
Clearman	Johnston	Rigby	

Absent or not voting, none.

The motion was lost.

Senator Gilchrist raised the point of order that the motion for the previous question was out of order, as he had not yielded the floor for any one to make a motion.

The President held the point not well taken.

On the question "Shall the motion for the previous question be adopted?" the vote was:

Ayes, 25.

Baird	Ellis	Langfitt	Roberts
Benson	Goodwin	Mills	Shaff
Bergman	Haskel	Perkins	Shane
Cavanaugh	Horchem	Ramsey	Stanley
Clark	Johnston	Reed	Stoddard
Clearman	Kimberly	Rigby	White
Darting			

Nays, 25.

Bowman	Cessna	Gunderson	Romkey
Breakenridge	Dean	Hartman	Schmedika
Brookhart	Dotts	Kern	Shinn
Brookins	Fackler	McLeland	Skromme
Browne	Fulton	Nelson	Slemmons
Buser	Gilchrist	Rees	Snook
Campbell			

Absent or not voting, none.

Senator Fulton raised the point of order that the whole procedure was out of order for the reason that when a motion has been stated it is not the privilege of the member to withdraw his motion, when there is objection, without a vote of the Senate.

The President held the point not well taken.

The motion having failed to receive a two-thirds majority was declared to be lost.

Senator Stoddard raised the point of order that the discussion was all out of order.

The President held the point well taken.

Senator Shaff withdrew his motion.

Senator Gilchrist raised the point of order that there was no question before the Senate upon which Senator Shaff was addressing his remarks.

The President held the point well taken.

Senator Campbell moved that action on the bill be deferred until the appropriation bill has been acted on.

Senator Buser moved to amend the motion by striking therefrom all reference to the appropriation bill.

Senator Campbell withdrew his motion.

Senator Buser raised the point of order that Senator Campbell could not withdraw his motion, as there was an amendment pending to same.

The President held the point well taken.

Senator Buser withdrew the amendment to the motion.

Senator Campbell withdrew the motion.

The proposed substitute for the bill (page 862, Senate journal) was considered.

Senator Shaff moved that same be adopted in lieu of all other amendments, as a substitute for the bill.

On motion of Senator Brookins the Senate went into executive session.

EXECUTIVE SESSION

On motion and roll call the Senate confirmed the following appointments:

Hon. C. C. Sheakley of New Hampton, Chickasaw county, as a member of the State Board of Education for the term of six years, beginning July 1, 1925.

Hon. Henry C. Shull of Sioux City, Woodbury county, as a member of the State Board of Education, for the unexpired term of Charles R. Brenton, deceased, said term ending June 30, 1925, and also for the term of six years, beginning July 1, 1925.

Hon. Claude R. Porter of Des Moines, Polk county, as a member of the State Board of Education for the term of six years, beginning July 1, 1925.

On motion of Senator Stoddard the Senate arose from executive session and resumed regular session.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

INTRODUCTION OF BILLS

Senate File No. 318, by committee on claims, a bill for an act making an appropriation to compensate W. W. Hinshaw of Iowa City, Iowa, for injuries sustained by him in the line of duty while serving in the headquarter's company of the Iowa National Guard at Camp Dodge on October 13, 1919.

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

Senate File No. 319, by committee on claims, a bill for an act to reimburse Edgar R. Harlan, curator of the State Historical Department, for expenses incurred in attending the American Library Association meeting at Hot Springs, Arkansas.

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

Senate File No. 320, by committee on claims, a bill for an act making an appropriation for Roy De Groat because of injuries sustained by him while performing services while an inmate of the State Reformatory at Anomosa, Iowa.

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

Senate File No. 321, by committee on claims, a bill for an act to reimburse Edgar R. Harlan, Curator of the State Historical Department, for expenses incurred in attending the National Convention of Parks at Interstate Palisades Park near New York City.

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

Senate File No. 322, by committee on cities and towns, a bill for an act to repeal section sixty-eight hundred ninety-nine (6899) of the Code, 1924, relating to assessments for cost of street improvements and sewers, and enacting a substitute therefor.

Read first and second times and placed on the calendar.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 131, 133 and 162.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 230, a bill for an act to appropriate \$14,578.00 for the purpose of purchasing 78.80 acres of land in Mills county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Senator Brookins submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred House File No. 339, a bill for an act to amend section fifty hundred eighty-nine (5089) of the Code, 1924, relating to penalty for viola-

tion of the motor vehicle law, begs leave to report it has had the same under consideration and recommends the same do pass.

A. T. BROOKINS, *Chairman.*

Ordered passed on file.

Senator Bergman submitted the following report:

MR. PRESIDENT: Your committee on labor to which was referred Senate File No. 279, a bill for an act relating to the employment of convict labor on roads, parks and county improvements and providing for the compensation therefor, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by striking out all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Utilizing convict labor. All able bodied prisoners confined in the penitentiary or men's reformatory in excess of the number necessary to perform the daily work of the institutions, to carry on the industries already established therein for state use, and the labor on state farms, shall be subject to requisition by the state highway commission for the building of state highways or state roads; by the state park board for the development and improvement of all state parks which are now or may hereafter be established; by the county board of supervisors for any public county improvement where unskilled labor is adequate and for keeping the various road systems open to travel during winter months and for maintaining and repairing said roads.

Sec. 2. Requisition honored. Upon the requisition of the state highway commission, the state park board, or the county board of supervisors, the state board of control may authorize the warden of either penal institutions to send to the place and at the time designated such number of convicts as in their judgment are available.

Sec. 3. Compensation—reward. When employed, said convicts shall each receive credit at a rate not exceeding two dollars fifty cents (\$2.50) per day and they each shall be charged with their proportionate shares of all of the costs of transportation from the prison to place of work, clothing, food, medicine, medical attendance, toilet articles, tools, and appliances, for the performance of such labor and the pro rata cost of a reward for capturing and returning prisoners escaping from the place of work. This reward is hereby fixed in every case at the sum of two hundred dollars (\$200) and is payable to any individual or peace officer. Convicts in no event shall earn more than seventy-five cents (75c) net per day.

Sec. 4. Distribution of compensation. After deducting said expenses, the state board of control shall give two-thirds of the remainder credited to each convict to his dependents if they are in need and are obtaining aid from public funds or charitable organizations, but if they are not receiving such aid, then the convict may direct to which of his dependents this shall be given. The other one-third the board shall place with the warden of the institution whence the convict came until he shall have completed

his term of parole or earned his release or discharge. In case of release on parole the state board may, if the convict shall not have obtained employment, authorize the warden to pay him from any money held to his credit any sum up to fifty dollars (\$50) per month until he shall have obtained employment, and in their discretion may specify that a reasonable amount of such credit be retained for the purpose of insuring his good behavior on parole and of paying for his transportation to the place of confinement in case of violation of its terms. It also shall be within the discretion of the state board of control to direct that a portion or the whole of any sum due a released or discharged convict be given him for such other purposes as they may deem proper and necessary.

Sec. 5. Surrender of tools. Every convict, upon his release or parole or discharge, shall deliver to the state highway commission, park board, or county supervisors all tools and appliances with which he is charged and shall thereupon receive credit for the amount charged against him for them.

Sec. 6. Forfeiture of earnings—"prisoners' fund". When any convict shall wilfully violate the terms of his employment, the rules of the camp or place of housing, or the terms of his parole, the state board of control may, in its discretion, determine what portion of his earnings shall be forfeited. This forfeiture shall be deposited in the state treasury in a fund to be known as the "Prisoners' Fund", which fund is hereby created. All the money in said fund is hereby appropriated for recreational and educational purposes at the camps and places of housing and shall be expended under the discretion of the state highway commission after approval by the state board of control upon warrants drawn upon the state treasury.

Sec. 7. Paroles. Whenever any convict working under the provisions of this chapter shall have accumulated to his credit the sum of one hundred fifty dollars (\$150) without any forfeiture because of violation of the rules governing his conduct, he shall be eligible to parole under the rules and regulations governing paroled prisoners after their parole is granted.

Sec. 8. Supervision of work—camps—maintenance. The state highway commission shall designate and supervise all road work done under the provisions of this chapter and the state board of control shall provide, supervise, and maintain necessary camps or places of housing and commissariat. The county jail may be used for housing quarters when convicts are requisitioned by the county board of supervisors.

Sec. 9. Supervision and control of convicts. The state board of control shall have full jurisdiction at all times over the discipline and control of convicts employed on roads, parks, and public works.

Sec. 10. Costs and expenses. The cost of transportation, of labor, necessary guarding, commissariat, camps or places of housing, and all other expenses incident to such work shall be borne, subject to the provisions of section three (3) hereof, by the respective funds provided for such state road or highway, state parks or public county improvements in the manner provided by law.

Sec. 11. Additional good time. The state board of control is hereby empowered and directed to adopt special rules applicable solely to convicts employed as herein authorized, whereby convicts, conditioned upon their loyal obedience and efficient cooperation with the state in this work, may be granted additional good time allowance in addition to their compensation, but such additional good time shall not exceed one day for each two calendar days the convict is absent from prison.

Sec. 12. Prohibited employment. Convicts, while engaged in public work as provided in this chapter, shall not be employed as drivers of motor trucks or other vehicles used in the transportation of supplies and materials where they are required to travel to places away from the working place and from designated camp or housing limits.

Sec. 13. Prohibited work. Convicts employed under the provisions of this chapter shall not be used in the erection of any bridge or structure of like character or any public building which requires the employment of skilled labor.

Sec. 14. Contract labor prohibited. No prisoner shall be permitted to work on improvements under contract.

Sec. 15. Felonies. Any person, who, without authority, interferes with or in any way interrupts the work of any convict employed pursuant to this chapter, and any person not authorized by law, who gives or attempts to give to any convict so employed any opium, cocaine or other narcotic, or any intoxicating liquors of any kind whatever, or firearms, weapons, or explosives of any kind, is guilty of a felony, and upon conviction thereof, shall be punished by imprisonment in a penal institution of this state for a term of not less than one year or more than five (5) years, and shall be disqualified from holding any state or public office, or be employed in any position appointive or elective in the state.

Sec. 16. Misdemeanors. Any person who interferes with the discipline or good conduct of any convict employed pursuant to this chapter, is guilty of a misdemeanor, and upon conviction thereof shall be punished by imprisonment in the county jail for a term of six (6) months or by a fine of not more than three hundred dollars (\$300), or by both such fine and imprisonment.

Sec. 17. Arrest. Any peace officer or any officer or guard of the penal institution, or any superintendent or supervisor of public work under this chapter having charge or responsibility of convicts, may arrest without a warrant any person violating the provisions of this chapter."

A. H. BERGMAN, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 14, a bill for an act to establish the General Fund for the state of Iowa for the biennium beginning July 1, 1925, and ending June 30, 1927, and to appropriate therefrom for all departments, and the various divisions thereof, of the state of Iowa, for all purposes provided for by law, for the said biennium, and to repeal section forty-one hundred eighty-seven (4187) of the Code, 1924.

Also: That the House has concurred in Senate amendments to the following bill:

House File No. 133, a bill for an act to define, license, and regulate children's boarding homes.

Also: That the House has concurred in Senate amendments to the following bill:

House File No. 131, a bill for an act to define, license, and regulate child-placing agencies to regulate the surrender or commitment of minors to such agencies.

Also: That the House has concurred in Senate amendments to the following bill:

House File No. 162, a bill for an act relating to the fishing of sheeps-head.

Also: That the House insists on its amendments to Senate File No. 49, a bill for an act relating to the crime of rape, and requests a conference committee and the Speaker has appointed as such conference committee, on the part of the House, Representatives Yenter, Johnson of Marion, Grimwood and O'Donnell.

A. C. GUSTAFSON, *Chief Clerk.*

S. F. 310 AND 311 MADE SPECIAL ORDER

On motion of Senator Brookins Senate Files Nos. 310 and 311 were made a special order for 10:00 a. m. next Monday.

The roll call revealed the presence of all members except Senators Brookhart, Gilchrist, Reed and Romkey.

Senator Shaff moved that Senators Brookhart, Gilchrist, Reed and Romkey be excused temporarily from the call.

Senator Brookins moved to amend by adding thereto the following: "subject to being called to vote".

The amendment was adopted.

The motion prevailed.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 159.

Senators Brookhart, Gilchrist, Reed and Romkey appeared in the Senate chamber and the call was declared complete.

The motion offered by Senator Shaff prevailed and the substitution was made.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking from lines eleven (11), twelve (12), thirteen (13) and fourteen (14), section three (3) beginning after the word "work" the following:

"or in which there are primary road bonds maturing in an amount, which, together with the maintenance of primary roads, exceeds the county's allotment of the primary road fund."

Also amend section four (4) by striking all of the second paragraph of said section.

Senator Breakenridge offered the following amendment as a substitute for the pending amendment and moved its adoption:

Amend by striking from section 3 thereof all after the word "state" in line 5 and by inserting in lieu thereof the following:

"in the same manner that the primary road funds are now required to be allotted among said counties."

On the question "Shall the substitution be made?" the vote was:

Ayes, 34.

Baird	Cessna	Hartman	Rees
Benson	Clearman	Horchem	Romkey
Breakenridge	Darting	Kern	Schmedika
Brookhart	Dean	McLeland	Shinn
Brookins	Dotts	Nelson	Skromme
Browne	Ellis	Perkins	Slemmons
Buser	Fackler	Ramsey	Snook
Campbell	Gilchrist	Reed	Stanley
Cavanaugh	Gunderson		

Nays, 16.

Bergman	Goodwin	Langfitt	Shaff
Bowman	Haskell	Mills	Shane
Clark	Johnston	Rigby	Stoddard
Fulton	Kimberly	Roberts	White

Absent or not voting, none.

The substitution was made.

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by inserting in line 3 of section 3 after the word "fund" the words "derived from motor vehicle license funds".

The amendment was adopted.

Senator Bowman offered the following amendment to the amendment and moved its adoption:

Amend by adding the following as an additional section:

Sec. The state may purchase or condemn any private, real or personal property, including manufactured or processed commodities that may be needed for the construction, maintenance or repair of the highways of the state, and where condemnation proceedings are instituted they shall be conducted under the provisions of chapters three hundred sixty-five (365) and three hundred sixty-six (366) of the Code, 1924.

By unanimous consent Senators White and Stanley were excused for the remainder of the day.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 23.

Breakenridge	Cessna	Gunderson	Schmedika
Brookhart	Darting	Hartman	Shinn
Brookins	Dean	Kern	Skromme
Browne	Dotts	McLeland	Slemmons
Buser	Fackler	Nelson	Snook
Campbell	Gilchrist	Romkey	

Nays, 25.

Baird	Ellis	Kimberly	Rees
Benson	Fulton	Langfitt	Rigby
Bergman	Goodwin	Mills	Roberts
Bowman	Haskell	Perkins	Shaff
Cavanaugh	Horchem	Ramsey	Shane
Clark	Johnston	Reed	Stoddard
Clearman			

Absent or not voting, 2.

Stanley	White
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The amendment was lost.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking the first sentence in the second paragraph of section 4 and substituting the following:

"The maturing interest and principal of primary road bonds shall be paid from said county's allotment of the primary road fund."

Senator Fulton withdrew the amendment.

Senator Cessna offered the following amendment and moved its adoption:

Amend by striking from section 5, line 27 the words "secretary of agriculture" and inserting in lieu thereof the words "county auditor".

Senator Campbell moved to amend the amendment by striking therefrom the words "county auditor" and inserting in lieu thereof the words "attorney general".

Senator Campbell withdrew the amendment to the amendment.

Senator Shaff moved that further consideration be deferred until 9:30 a. m. Monday, which motion prevailed.

CONFERENCE COMMITTEE

The President appointed the following senators as a conference committee on the part of the Senate on Senate File No. 49: Senators Cavanaugh, Brookhart, Gilchrist and Breakenridge.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which the amendment (No. 2) adding an additional section to Senate File No. 159 was lost.

M. L. BOWMAN.

REPORTS OF COMMITTEES

Senator Gilchrist submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred House File No. 88, a bill for an act making it unlawful to solicit, canvass, or take orders in the public schools during school hours, or to solicit subscriptions for membership in any society or organization or for books and supplies at institutes and providing penalties for violation, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred House File No. 318, a bill for an act to amend section 4483, Code, 1924,

relating to the management by the board of supervisors of lands belonging to the school fund, begs leave to report it has had the same under consideration and recommends the same do pass.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred Senate File No. 284, a bill for an act to amend section four thousand two hundred eighty-four (4284) of the Code of 1924, relating to the membership of high school pupils in secret societies and fraternities, begs leave to report it has had the same under consideration and recommends the same be returned without recommendation.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred Senate File No. 287, a bill for an act to amend section 4153 and to repeal section 4148 of the code relating to the uniting and organization of independent school districts, begs leave to report it has had the same under consideration and recommends the same be amended by substituting in lieu thereof the following; and when so amended the bill do pass:

A BILL FOR

An act to amend section forty-one hundred fifty-three (4153) of the Code of 1924, relating to uniting and organization of independent school districts.

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

Section 1. Section forty-one hundred fifty-three (4153) Code, 1924, is amended, revised, and codified to read as follows: "4153. Uniting independent districts. Independent districts located contiguously to each other may unite and form one independent district in the manner following: At the written request of the electors residing in each of said independent districts equal to fifteen per cent (15%) of those who voted at the last school election in each of said districts, their respective boards of directors shall require their secretaries to give at least ten (10) days notice of the time and place for a meeting of the electors residing in each of said districts, by posting written notices in at least five (5) places in each of said districts, at which meeting the electors shall vote by ballot for or against a consolidated organization of said independent districts, and if a majority of the votes cast at the election in each district shall be in favor of uniting said districts, then the provisions of sections forty-one hundred forty-four (4144), forty-one hundred forty-five (4145), forty-one hundred forty-six (4146), forty-one

hundred forty-seven (4147), forty-one hundred forty-eight (4148) and forty-one hundred forty-nine (4149), Code of 1924, shall apply and govern the further procedure."

Sec. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa Legionaire, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Journal, a newspaper published in the city of Sioux City, Iowa.

F. C. GILCHRIST, *Chairman*.

Ordered passed on file.

Senator Slemmons submitted the following report:

MR. PRESIDENT: Your committee on county and township affairs, to which was referred Senate File No. 308, a bill for an act authorizing the creation of the office of county manager, providing for his appointment, salary and term of office, and prescribing his powers and duties, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

GEO. F. SLEMMONS, *Chairman*.

Ordered passed on file.

Senator Dean submitted the following report:

MR. PRESIDENT: Your committee on conservation, to which was referred House File No. 241, a bill for an act to give consent to acquisition by the United States of areas of land and water within Iowa for the establishment of the Upper Mississippi River Wild Life and Fish Refuge and of such other wild life refuges as may have been or may be authorized by Congress, begs leave to report it has had the same under consideration and recommends the same do pass.

H. E. DEAN, *Chairman*.

Ordered passed on file.

HOUSE MESSAGE CONSIDERED

House File No. 14, a bill for an act to establish the General Fund for the state of Iowa for the biennium beginning July 1, 1925, and ending June 30, 1927, and to appropriate therefrom for all departments, and the various divisions thereof, of the state of Iowa, for all purposes provided for by law, for the said biennium, and to repeal section forty-one hundred eighty-seven (4187) of the Code, 1924.

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

AMENDMENTS FILED

The following amendments were filed to Senate File No. 159:
Senator McLeland filed the following amendment:

Amend section 3 by striking all of said section after the word "shall" in line 4, and adding the following: "be expended on the Lincoln Highway and Jefferson Highway until both are completed."

Also amend by striking out all in section 4, after the word "commission" in line 2.

Senator Buser filed the following amendment:

Amend by striking therefrom all of section four and substituting therefor the following:

Sec. 4. The primary road development fund shall be expended under the jurisdiction of the county board of supervisors of the counties to which it is apportioned and all the provisions of the primary road law, in so far as they are applicable, shall apply to the work done and funds expended hereunder.

Also amend by striking the first two paragraphs of section five.

Senator Bowman filed the following amendment:

I move to amend the Shaff-Rigby substitutes for Senate File 159 by striking out all after the word "parties" in line four (4), paragraph "d", section six (6) of said substitute and add in lieu thereof the following:

(e) That the law, as it appears in chapter two hundred forty-one (241) of the Code, 1924, be and the same is hereby amended as follows:

Amend section four thousand six hundred ninety-four (4694) of said chapter by inserting immediately following the word "surface" where it appears in line eleven (11) thereof the words "or gravel"; also insert immediately following the word "surfacing" where it appears in lines twenty-three (23), fifty-four (54), sixty-four (64), eighty-six (86), eighty-nine (89) and ninety-eight (98) of said section the words "or graveling"; also amend said section by inserting in line forty-six (46), immediately following the word "improvement" where it first appears therein, a period (.) and by striking all the balance of said paragraph to and including line fifty-two (52).

Amend section four thousand six hundred ninety-seven (4697) of said chapter by inserting following the word "surfacing" where it appears in line fifteen (15) the words "or graveling"; also amend said section by inserting immediately before the word "all" where it appears in line thirty-three (33) of said section the following: "When the primary road is to be hard surfaced"; also amend said section by inserting immediately following the period (.) where it appears in line fifty-five (55) of said section the following: "When the primary road is to be graveled all real estate lying upon and immediately adjacent to each side of the highway, and constituting two continuous zones each one hundred and

sixty (160) rods in width, measured from the center of the highway, shall be included within each district."

Amend section four thousand seven hundred and two (4702) of said chapter by inserting immediately following the first paragraph thereof the following paragraph:

"Claims for graveling portions of the primary road system shall be paid in the same manner as is the cost of hard surfacing except that the cost of graveling shall be paid to the extent of seventy-five per cent (75%) of the total cost thereof from the county's allotment of the primary road fund and the balance shall be paid with special assessment or road certificates or with the proceeds therefrom."

Also amend section four thousand seven hundred and seven (4707) of said chapter by striking the period (.) where it appears in line thirty-three (33) thereof and by adding immediately thereafter the following: "in cases of hard surfacing and twenty-five per cent of the total expense of said improvement in cases of graveling."

Amend section four thousand seven hundred and eleven (4711) of said chapter by striking from lines three (3) and four (4) thereof the word "one-eighth".

Amend section four thousand seven hundred twelve (4712) of said chapter by inserting after the comma (,) in line four (4) thereof the following: "and twenty-five per cent of the total cost of graveling,"; also strike from lines nine (9) and fourteen (14) the words "hard surfacing" and substitute in lieu thereof the word "improvement"; also strike from lines seventeen (17) and eighteen (18) of said section the words "twelve and one-half per cent of the total cost" and substitute in lieu thereof the word "assessment".

Amend section four thousand seven hundred sixteen (4716) of said chapter by striking from line four (4) the words "hard surfacing" and by substituting in lieu thereof the word "improvement".

Amend section four thousand seven hundred nineteen (4719) of said chapter by inserting immediately following the comma (,) in line three (3) thereof the word "graveling".

Amend section four thousand seven hundred twenty (4720) by inserting immediately before the word "hard" where it appears in lines two (2) and thirty-four (34) thereof the words "graveling and".

Amend section four thousand seven hundred twenty-seven (4727) of said chapter by inserting immediately before the word "hard" where it appears in lines two (2), ten (10), forty-eight (48) and fifty-four (54) thereof the words "gravel or".

Amend section four thousand seven hundred thirty-four (4734) by inserting immediately before the word "hard" where it appears in lines three (3), forty-five (45) and fifty-three (53) the words "or graveling"; also amend said section by inserting immediately following the period (.) in line one hundred and nine (109) the following: If the improvement is for graveling a county boundary line road that portion of the total cost thereof not specially assessable, to wit, seventy-five per cent, shall be taken equally from each county's apportionment of the

primary road fund. If the improvement is the graveling of a paralleling or angling road, said seventy-five per cent of the total cost shall be taken wholly from the apportionment of the county wherein the paralleling or angling road is located."

Amend section four thousand seven hundred thirty-five (4735) of said chapter by inserting immediately before the word "hard" where it appears in lines seven (7) and ten (10) the words "graveling or".

Amend section four thousand seven hundred thirty-six (4736) of said chapter by inserting immediately before the word "hard" where it appears in line nine (9) the words "or gravel"; also insert immediately before the word "hard" where it appears in lines thirteen (13) and twenty-eight (28) the words "graveling or".

Also amend said chapter by inserting immediately following section four thousand seven hundred forty-four (4744) the following:

"Section 4744-a. Whenever any part of the cost of the improvement of any portion of the primary road system is paid by special assessments, as in this chapter provided, the state highway commission shall at the time it certifies the portion of the cost of said improvement to be paid from the county's allotment of the primary road fund, certify to the auditor of state the total amount of the special assessments for such improvement in the assessment district. The auditor of state shall, at once, upon receipt of said certificate issue a warrant equal in amount to the total special assessment so certified. Such warrants shall be payable to the treasurer of the county in which the assessment district is located, and shall be paid by the treasurer of state from the county's allotment of the primary road fund. The money so received by the county treasurer shall be deposited by him in a special road fund to be expended by order of the board of supervisors for the improvement of all county and township roads located within the assessment district for which the money was paid. If all of the money so received is not required for the improvement of the roads in that assessment district, any balance remaining shall be expended for the improvement of such roads extending into adjoining districts. Whenever any assessment district lies in more than one county and the boards of supervisors are unable to agree on its limits, or which county shall construct the improvement, either board may apply to the state highway commission for a decision in the matter. Said commission shall determine any matter so submitted to it, and its order shall be final."

Senator Buser filed the following amendment:

Amend by striking from lines 2 and 3 of the fourth paragraph thereof, beginning after the word "contracts" in line 2, the following: "purchase or institute and maintain proceedings for the condemnation of right of way".

Senator Buser filed the following amendment:

Amend by striking from line 2 of section 5, beginning after the word "from", the following: "the primary road fund or".

Senator Roberts filed the following amendment:

Amend section four by adding thereto the following: "subject to the provisions of section five of this act".

Senator Roberts filed the following amendment:

Amend section 5 by adding to subsection 4 the following: "The board of supervisors shall have the right of appeal and a hearing if a statement shows expenditures in excess of any approved contract or in any way illegal."

Senator Roberts filed the following amendment:

Amend section 5 by inserting after the word "fund" in line 2 the words "under their control".

Senator Buser filed the following amendment:

Amend by striking all of the first paragraph after the word "objections" in line 16 of said paragraph and inserting in lieu thereof the following: "After such hearing the commission may make such changes, if any, in the terms of the contract as the situation justifies."

The Journal of March 26th was corrected and approved.

On motion of Senator Gunderson the Senate adjourned until 8:00 p. m.

EVENING SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

The session was devoted to memorial services in honor of former members of the Senate who have passed away since the close of the last session of the General Assembly.

The memorial resolutions will appear in the bound volume of the Senate Journal and will also be printed in a separate pamphlet.

On motion of Senator Shane the Senate adjourned until 9:00 r. m. Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 28, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by R. W. Robinson, O. R. C., Burlington, Iowa.

On motion of Senator Kimberly, rule 37 was suspended for the day.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Haskell for the day on request of Senator Johnston; Senator Breakenridge for the day on request of Senator Cavanaugh.

PETITIONS AND MEMORIALS

The following petitions were presented, and referred to the designated committees:

By Senator Dean, from citizens of district, favoring House File No. 241. Conservation.

By Senator Brookins, from citizens of Floyd county, protesting House File No. 297, relating to appointment of superintendent of public instruction. Schools.

A letter from Herbert A. Beenk, of Cedar Rapids, favoring House File No. 241. Conservation.

By Senator Gilchrist, from citizens of Laurens, protesting House File No. 297, relative to appointment of superintendent of public instruction. Schools.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing, that on March 26, 1925, he had approved the following bills:

Senate File No. 44, relating to assessment of corporation stock.

Senate File No. 138, relating to the payment of salaries of county officers.

Senate File No. 13, relating to assessments for waterworks.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 62, 117, 212 and 224.

C. B. KERN,
Acting Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate File No. 193.

C. B. KERN,
Acting Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEES

Senator Brookhart submitted the following report:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 354, a bill for an act to amend section ten thousand eighty-five (10085) of the Code, 1924, relating to acknowledgements within state, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 376, a bill for an act to legalize the action of the board of supervisors of Linn county, Iowa, in connection with the letting

of contracts for certain bridges and culverts and to legalize such contracts, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 309, a bill for an act to legalize the renewal and extension of the period of corporate existence of the Iowa Dairy Company, a corporation organized under the laws of Iowa, with its principal place of business at Dubuque, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred Senate File No. 276, a bill for an act to repeal the law as it appears in sections three thousand eight hundred eight (3808) and three thousand eight hundred nine (3809) of the Code, 1924, relating to reports of criminal statistics by clerks of the district court to the board of parole, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 172, a bill for an act to legalize a certain warrant issued by the town council of Bellevue, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary No. 2, to which was referred House File No. 386, a bill for an act to legalize certain appropriations made by the town council of Bellevue, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

J. L. BROOKHART, *Chairman*.

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 308, a bill for an act relating to forfeiture of real estate contracts.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 193, a bill for an act relative to inter-county levee or drainage districts.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 312, a bill for an act imposing a license fee on gasoline used or sold for use in the state of Iowa, providing for the payment, collection, refund, distribution and expenditure thereof; fixing a standard for gasoline sold for use in the state and providing for penalties for violations of the law.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 312

Amend section three (3) by striking from lines one (1), two (2) and three (3) the following: "The Secretary of Agriculture shall adopt specifications to determine the various grades of gasoline sold or offered for sale in the state of Iowa."

Amend section three (3), line ten (10), by striking out the word "act" and inserting in lieu thereof the word "section".

Amend line thirteen (13) by striking out the words "or by both such fine and imprisonment".

Amend section seven (7), line six (6) by inserting preceding the word "shall" the following: "or shall in any manner violate the provisions of sections 4 and 5 hereof".

Also amend said section three (3) by striking from lines six (6) and seven (7) the following: "the result of the test as determined by the specifications adopted by the Secretary of Agriculture,".

Amend section eight (8), line five (5) by inserting after the word "municipality" the words "for municipal purposes".

Amend section nine (9), line ten (10), by striking out the words "to the" and inserting in lieu thereof the word "such".

Amend by striking all of section ten (10) and substituting in lieu thereof the following:

"Sec. 10. The refunds provided for in section eight (8) of this act shall be made, quarterly, by the Treasurer of State. Claims for refunds shall be made on blanks provided by the Treasurer of State and under such proofs under oath as he may prescribe. The Auditor of State shall issue his warrants for refunds certified to him by the Treasurer of State."

Amend by inserting after section ten (10) and before section eleven (11) the following:

"Sec. 10-a1. The Treasurer of State is authorized to employ such clerical and other help as may be needed to carry out the provisions of this act, the number and compensation of such employees to be fixed by the Executive Council.

There is hereby appropriated out of the money received under the provisions of this act sufficient funds to pay for help employed by the treasurer in enforcing the act and for making such refunds as are provided for herein."

Amend by inserting as section 11-a1 the following:

"Sec. 11-a1. Section forty-six hundred thirty-five (4635) of the Code, 1924, is amended by striking from line two (2) of subsection two (2) of said section the following words: "less than one mill nor".

Amend section twelve (12), line two (2), by striking out the word "Register" and inserting in lieu thereof the words "Iowa Legionaire".

Amend the title to Senate File No. 312 by striking from lines three (3) and four (4) thereof the following: "fixing a standard for gasoline sold for use in the state and"; also further amend the title by changing the period (.) at the end thereof to a semicolon (;) and adding the following: "amend section forty-six hundred thirty-five (4635) of the Code, 1924; and making an appropriation for carrying out the provisions of this act."

THIRD READING OF BILLS

On motion of Senator Dean, Senate File No. 291, a bill for an act to amend section forty-seven hundred twenty-four (4724) of the Code, 1924, in relation to primary roads, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by inserting following the word "unmatured" in line 5 the word "primary"; also by striking the word "same" as it appears in line 6 thereof, and inserting the words "such primary bonds as such".

On motion of Senator Dean further action was deferred until Monday at 9 a. m.

Senator Shinn moved, that the Senate proceed to call the calendar in its order, and that any bill not taken up be allowed to retain its place, which motion prevailed.

Senator Stoddard moved that a committee of three be appointed to draft suitable resolutions condoling Governor Ham-mill on the death of his father.

The motion prevailed and the President appointed as such committee Senators Stoddard, Rigby and Shinn.

On motion of Senator Romkey, Senate File No. 273, a bill for an act to require the filing of reports of intoxicating liquors received by persons, firms, companies, and corporations authorized to purchase or otherwise receive the same, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking out of lines five, six, seven and eight of section one (1) beginning with the word "under" and ending with the word "source" and substituting the following:

"intoxicating liquors from any source under any law of this state to at once file with the auditor of the county where such liquor is received".

Also amend line twenty-eight of section one (1) by inserting following the word "liquors" the words "in gallons".

The bill was read for information.

Senator Romkey moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Cessna	Horchem	Roberts
Benson	Clark	Johnston	Romkey
Bergman	Clearman	Kern	Schmedika
Bowman	Dotts	Kimberly	Shane
Brookhart	Fackler	Langfitt	Skromme
Brookins	Fulton	McLeland	Slemmons
Buser	Goodwin	Mills	Snook
Campbell	Gunderson	Perkins	Stoddard
Cavanaugh	Hartman	Rigby	White

Nays, none.

Absent or not voting, 14.

Breakenridge	Ellis	Ramsey	Shaff
Browne	Gilchrist	Reed	Shinn
Darting	Haskell	Rees	Stanley
Dean	Nelson		

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

Senator Romkey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Romkey, House File No. 198, a bill for an act to amend the law as it appears in section nineteen hundred thirty-six (1936) of the Code, 1924, relating to the labeling of legal shipments of intoxicating liquors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Romkey moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill be pass?" the vote was:

Ayes, 38.

Baird	Clark	Johnston	Roberts
Benson	Clearman	Kern	Romkey
Bergman	Darting	Kimberly	Schmedika
Bowman	Dean	Langfitt	Shane
Brookhart	Dotts	McLeland	Shinn
Brookins	Fackler	Mills	Skromme
Buser	Fulton	Perkins	Slemmons
Campbell	Goodwin	Rees	Snook
Cavanaugh	Gunderson	Rigby	Stoddard
Cessna	Hartman		

Nays, none.

Absent or not voting, 12.

Breakenridge	Gilchrist	Nelson	Shaff
Browne	Haskell	Ramsey	Stanley
Ellis	Horchem	Reed	White

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

Senator Romkey moved that the vote by which the bill passed the Senate be reconsidered, which motion was lost.

CALL OF THE SENATE

MR. PRESIDENT: We the undersigned Senators request a call of the Senate on House File No. 90:

E. W. ROMKEY.	O. E. GUNDERSON.
I. N. SNOOK.	J. A. NELSON.
W. SCHMEDIKA.	R. C. MILLS.
C. S. BROWNE.	A. T. BROOKINS.
LLOYD ELLIS.	J. D. BUSER.
LARS J. SKROMME.	C. J. FULTON.
W. A. MCLELAND.	A. H. BERGMAN.

RESOLUTION OF CONDOLENCE

Whereas, it has pleased our Almighty God to remove from earthly activities the beloved father of our Honorable Governor, John Hammill.

Therefore, Be It Resolved, that the sincere sympathy of every member in this Senate be extended to our Governor in this great bereavement, and

Be It Further Resolved that the Secretary of the Senate is instructed to communicate this resolution immediately to Governor Hammill.

B. M. STODDARD.

C. L. RIGBY.

A. J. SHINN.

By unanimous consent the resolution was taken up and considered.

The resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Romkey, House File No. 90, a bill for an act to require records and reports to be kept of certain violations of the criminal laws of this state, providing penalties for violations thereof, and providing for the publication of such records, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend section six (6), lines one (1) and two (2) by striking the words "placed under arrest or".

Senator Romkey moved that further action be deferred until 11 a. m. Monday, which motion was lost.

The roll call revealed the presence of all members except Senators Breakenridge, Browne, Ellis, Gilchrist, Haskell, Nelson, Ramsey, Shaff and Stanley.

Senator Goodwin moved that all absent senators be excused from the call.

Senator Romkey moved that further action be deferred and that the bill be made a special order for 10 a. m. Monday.

Senator Brookhart raised the point of order that the motion by Senator Goodwin was before the Senate.

The President held the point not well taken. as a motion to defer took precedence over all other motions.

The motion offered by Senator Romkey was lost.

On the question "Shall the motion offered by Senator Goodwin be adopted?" the vote was:

Ayes, 36.

Baird	Cessna	Hartman	Rees
Benson	Clark	Horchem	Rigby
Bergman	Clearman	Johnston	Roberts
Bowman	Darting	Kern	Schmedika
Brookhart	Dean	Kimberly	Shane
Brookins	Dotts	Langfitt	Shinn
Buser	Fackler	McLeland	Slemmons
Campbell	Fulton	Mills	Snook
Cavanaugh	Goodwin	Perkins	White

Nays, 2.

Romkey Stoddard

Absent or not voting, 12.

Breakenridge	Gilchrist	Nelson	Shaff
Browne	Gunderson	Ramsey	Skromme
Ellis	Haskell	Reed	Stanley

The motion prevailed, and all absent senators were excused from the call.

Senator Brookhart offered the following amendment and moved its adoption.

Amend by inserting a period (.) after the word "demand" in line 5 of section 4 and striking all following in said section.

By unanimous consent Senators Fulton and Rigby were excused from the call.

Senator Gilchrist appeared in the Senate chamber.

The amendment was adopted.

By unanimous consent Senator Brookhart was excused from the call.

Senator Goodwin moved the previous question, which motion prevailed.

Senator Brookins offered the following amendment and moved its adoption:

Amend by strtiking the word "printed" from line 1 of section 5.

Senator McLeland offered the following amendment as a substitute amendment and moved its adoption:

Amend by striking out all of section 5.

Senator McLeland withdrew his amendment.

Senator Brookins offered the following amendment as a substitute amendment and moved its adoption:

Amend by striking from line 1 of section 5 the words "official printed publication" and inserting in lieu thereof the words "certified copies of any portion of said record".

Senator Benson raised the point of order that the bill could not be amended after the previous question had been ordered.

The President held the point well taken.

Senator Brookins moved that the vote by which the previous question was ordered be reconsidered, which motion prevailed.

Senator Brookins offered the following amendment and moved its adoption:

Amend by striking from line 1 of section 5 the words "official printed publication, so" and inserting in lieu thereof the words "certified copies of any portion of said record".

The amendment was adopted.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by inserting after the word "made" in line 4 of section 2 the words ", either camera or kodak,".

The amendment was adopted.

Senator Cavanaugh offered the following amendments and moved their adoption:

Amend section 5 by inserting at the beginning thereof the words "Only that part of". Also amend by inserting after the word "investigation" in line 2 the words "relating to the investigation or trial".

The amendments were adopted.

Senator Baird offered the following amendment and moved its adoption:

Amend by striking the word "shall" from line 3 of section 2 and inserting in lieu thereof the word "may".

The amendment was adopted.

On motion of Senator Brookins the bill was rereferred to the committee on suppression of intemperance.

By unanimous consent on request of Senator Dean the Senate resumed consideration of Senate File No. 291.

Senator Buser moved that the vote by which the committee amendments were adopted be reconsidered, which motion prevailed.

The committee amendments were lost.

Senator Buser offered the following amendments and moved their adoption:

Amend by striking lines four (4), five (5) and six (6) of section one (1) and inserting in lieu thereof the following:

"The board of supervisors may refund at any time at a less rate of interest primary road bonds upon which payment has become optional or unmatured primary road bonds with the consent of the owner".

Amend by adding immediately following section 1 of the bill the following:

"Sec. 2. Section forty-seven hundred twenty-four (4724), Code, 1924, is amended by adding thereto the following:

"Any refunding bonds and the interest accruing thereon shall be payable from the same funds from which the original bonds and the interest thereon were payable."

I further move to amend the original bill by renumbering section "2" as section "3".

The amendments were adopted.

Senator Dean moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clark	Horchem	Rigby
Benson	Clearman	Johnston	Roberts
Bergman	Darting	Kern	Romkey
Brookhart	Dean	Kimberly	Shane
Brookins	Dotts	Langfitt	Shinn
Buser	Fackler	McLeland	Skromme
Campbell	Goodwin	Mills	Snook
Cavanaugh	Gunderson	Perkins	Stoddard
Cessna	Hartman	Rees	White

Nays, none.

Absent or not voting, 14.

Bowman	Fulton	Ramsey	Shaff
Breakenridge	Gilchrist	Reed	Slemmons
Browne	Haskell	Schmedika	Stanley
Ellis	Nelson		

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

Senator Brookhart offered the following amendment to the title and moved its adoption:

Amend by striking from the title the words "in relation to primary roads" and inserting in lieu thereof the words "relating to the refunding of primary road bonds".

The amendment was adopted and the title as amended agreed to.

Senator Dean moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, House File No. 169, a bill for an act to amend the law as it appears in section ten thousand four hundred forty (10440) of the Code, 1924, relating to returns of marriages, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Clark	Horchem	Romkey
Benson	Clearman	Johnston	Shane
Bergman	Dean	Kimberly	Shinn
Bowman	Dotts	Langfitt	Skromme
Brookhart	Fackler	McLeland	Slemmons
Brookins	Fulton	Mills	Snook
Buser	Goodwin	Perkins	Stoddard
Campbell	Gunderson	Rees	White
Cavanaugh	Hartman	Rigby	

Nays, none.

Absent or not voting, 15.

Breakenridge	Ellis	Nelson	Schmedika
Browne	Gilchrist	Ramsey	Shaff
Cessna	Haskell	Reed	Stanley
Darting	Kern	Roberts	

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

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh, Senate File No. 96, a bill for an act to amend the law as it appears in section thirteen hundred eighty-six (1386) of the Code, 1924, relating to the limitation of actions under the workmen's compensation law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Darting	Kimberly	Romkey
Benson	Dean	Langfitt	Schmedika
Bowman	Dotts	McLeland	Shinn
Brookhart	Fackler	Mills	Skromme
Brookins	Fulton	Perkins	Slemmons
Buser	Gunderson	Rees	Snook
Campbell	Horchem	Rigby	Stoddard
Cavanaugh	Johnston	Roberts	White
Clearman			

Nays, none.

Absent or not voting, 17.

Bergman	Ellis	Haskell	Reed
Breakenridge	Gilchrist	Kern	Shaff
Browne	Goodwin	Nelson	Shane
Cessna	Hartman	Ramsey	Stanley
Clark			

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

Senator Cavanaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Fackler, House File No. 49, a bill for an act to amend the law as it appears in sections forty hundred thirty-seven (4037), forty hundred thirty-nine (4039), forty hundred forty-one (4041) of the Code, 1924, relating to the inspection of bees by the state apiarist, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section two (2) lines nineteen (19) to thirty-one (31) inclusive, and substituting the following:

"The state apiarist shall issue regulations prohibiting the transportation without his permit of any bees, combs, or used bee-keeping appliances, into any area in which cleanup work is being conducted or which has been declared free of any diseases of bees. When any area is found to be infected with diseases of bees, he shall issue an order prohibiting the movement of bees and used bee-keeping appliances out of such area, but shall except from the order bees shipped without honey or feed containing honey and honey sold in tight containers for commercial purposes other than with bees or as food for bees. Said regulations and orders shall have the full effect of law."

Senator Fackler moved that further action be deferred until Tuesday at 10 a. m., and that it be made a special order for that time.

Senator Fackler withdrew his motion.

The amendment was adopted.

The bill was read for information.

Senator Fackler moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clearman	Johnston	Roberts
Benson	Darting	Kern	Romkey
Bowman	Dean	Kimberly	Schmedika
Brookhart	Dotts	Langfitt	Shane
Brookins	Fackler	McLeland	Shinn
Buser	Fulton	Mills	Skromme
Campbell	Gilchrist	Perkins	Slemmons
Cavanaugh	Goodwin	Reed	Snook
Cessna	Hartman	Rees	Stoddard
Clark	Horchem	Rigby	White

Nays, none.

Absent or not voting, 10.

Bergman	Ellis	Nelson	Shaff
Breakenridge	Gunderson	Ramsey	Stanley
Browne	Haskell		

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

Senator Fackler moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

BILLS SIGNED BY PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate File No. 193, and House Files Nos. 131, 133, 162, 62, 117, 212 and 224.

BILL SENT TO THE GOVERNOR

Senator Kern, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 28th day of March, 1925, sent to the governor for his approval:

Senate File No. 193.

C. B. KERN, *Acting Chairman.*

The report was adopted.

Senator Campbell moved that all bills reported out of regular committees today be placed on the calendar.

Senator Campbell withdrew the motion.

Senator Campbell moved that House File No. 81 be placed on the calendar.

Senator Brookins moved to amend the motion to make it include House File No. 90.

Senator Buser raised the point of order that House File No. 90 was an entirely different matter and that the amendment was out of order.

The President held the point well taken.

The motion by Senator Campbell prevailed.

Senator Brookins moved that the vote by which House File No. 90 was rereferred to the committee on suppression of intemperance be reconsidered and the bill placed on the calendar.

The motion was lost.

The journal of March 27th was corrected and approved.

Senator Brookhart moved that the Senate adjourn until 1:15 p. m.

Senator Campbell moved to amend by making the hour 1 p. m.

Senator Campbell withdrew the amendment.

The motion prevailed and the Senate adjourned until 1:15 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

On motion of Senator Horchem, Senate File No. 235, a bill for an act to amend section nineteen hundred twelve (1912), Code, 1924, relating to the jurisdiction of the board of conservation and public parks, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend the title to read as follows:

"A BILL FOR

An act to amend sections eighteen hundred twelve (1812) and eighteen hundred nineteen (1819) of the Code, 1924, relating to the jurisdiction of the state board of conservation."

Also amend said bill by striking therefrom section 1 and substituting in lieu thereof the following:

"Section 1. That the law as it appears in section eighteen hundred twelve (1812) of the Code, 1924, be and the same is hereby amended by striking from line three thereof the words 'bordering thereon'; also that the law as it appears in section eighteen hundred nineteen (1819) of the Code, 1924, be and the same is hereby amended by striking from line three of said section the words 'one year', and by substituting in lieu thereof the words 'five years'."

Senator Stoddard moved that further action be deferred, which motion prevailed.

On motion of Senator Kimberly, House File No. 120, a bill for an act to amend section seven hundred ninety-one (791) of the Code of 1924, relating to time of closing of polls, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Darting	Horchem	Romkey
Benson	Dean	Johnston	Schmedika
Bowman	Dotts	Kern	Shane
Brookhart	Fackler	Kimberly	Shinn
Buser	Fulton	Langfitt	Skromme
Campbell	Gilchrist	McLeland	Slemmons
Cavanaugh	Goodwin	Perkins	Snook
Clark	Gunderson	Rigby	Stoddard
Clearman	Hartman	Roberts	White

Nays, none.

Absent or not voting, 14.

Bergman	Cessna	Nelson	Rees
Breakenridge	Ellis	Ramsey	Shaff
Brookins	Haskell	Reed	Stanley
Browne	Mills		

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

On motion of Senator Cavanaugh, Senate File No. 229, a bill for an act to amend chapter four hundred seventy-eight (478), Code 1924, by repealing sections ten thousand eight hundred twenty (10820) to ten thousand eight hundred twenty-four (10824), inclusive, of said Code and by substituting in lieu thereof provisions for selecting trial judges by stipulation, having been reported back by the committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Buser moved the previous question, which motion prevailed.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

Senator Cavanaugh invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Baird	Dean	Johnston	Romkey
Benson	Dotts	Kimberly	Shane
Brookhart	Fackler	Langfitt	Skromme
Campbell	Gilchrist	McLeland	Slemmons
Cavanaugh	Goodwin	Perkins	Snook
Clark	Gunderson	Rees	Stoddard
Clearman	Hartman	Rigby	White
Darting			

Nays, 8.

Bowman	Buser	Kern	Schmedika
Brookins	Fulton	Roberts	Shinn

Absent or not voting, 13.

Bergman	Ellis	Mills	Reed
Breakenridge	Haskell	Nelson	Shaff
Browne	Horchem	Ramsey	Stanley
Cessna			

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

Senator Cavanaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 15 CONSIDERED

Senator Gilchrist called up for consideration House Concurrent Resolution No. 15 (page 700, Senate Journal) and moved its adoption..

The resolution was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 370, a bill for an act relating to the Director of the Budget, his powers and duties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 381, a bill for an act relating to the payment of expenses in connection with the improving and repairing of streets, highways, avenues, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 382, a bill for an act relating to street improvements, sewers and special assessments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 48, a bill for an act relating to the construction, reconstruction, resurfacing, and repair of street improvements and sewers, and the oiling of streets in cities and towns, and the letting of contracts therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 278, a bill for an act relating to requirements for approved colleges of pharmacy.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 178, a bill for an act relating to memorial halls and monuments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 371, a bill for an act relating to municipal finances, public funds, and revenues.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 312, a bill for an act providing for the payment by the respective boards of supervisors of the several counties for the care of graves of deceased soldiers and sailors of the United States.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 215, a bill for an act to amend section eleven thousand twenty-six (11026) of the Code, 1924, so that the statute of limitations as to the rights of minors and insane persons shall not apply to the foreclosure of ancient mortgages.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 232, a bill for an act relating to sentences in the penitentiary and men's reformatory, and to the granting or forfeiting of good time.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 220, a bill for an act relating to the salary of deputy treasurers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 216, a bill for an act to provide for notice to holders of tax sale certificates of redemption from such sale.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 370, a bill for an act to amend the law as it appears in chapter eighty-six (86), Senate File No. 330 of the laws of the extra session of the Fortieth General Assembly, also as it appears in sections three hundred fifty-one (351), three hundred fifty-two (352), three hundred fifty-three (353), three hundred fifty-four (354), three hundred fifty-nine (359), three hundred sixty-one (361), three hundred sixty-three (363), three hundred sixty-four (364), three hundred sixty-five (365), three hundred sixty-six (366), three hundred seventy-eight (378) and three hundred eighty-seven (387) and three hundred eighty-eight (388), and to repeal section three hundred fifty-eight (358) of the Code.

1924, all relating to the director of the budget, his powers and duties.

Read first and second times and referred to sifting committee.

House File No. 381, a bill for an act to amend section fifty-nine hundred forty (5940) of the Code, 1924, relating to the payment of expenses in connection with the laying off, opening, widening, straightening, narrowing, vacating, extending, improving, and repairing streets, highways, avenues, alleys, public grounds, wharves, landings, and market places in cities and towns and authorizing the assessing of all or any portion of the cost thereof on abutting and adjacent property.

Read first and second times and referred to sifting committee.

House File No. 382 a bill for an act to amend and revise the law as it appears in chapter three hundred eight (308), of the Code, 1924, relating to street improvements, sewers, and special assessments.

Read first and second time and referred to sifting committee.

House File No. 48, a bill for an act to amend sections fifty-nine hundred seventy-four (5974), six thousand one (6001), six thousand and two (6002), and six thousand four (6004), of the Code, 1924, relating to the construction, reconstruction, resurfacing, and repair of street improvements and sewers, and oiling of streets in cities and towns, and the letting of contracts therefor.

Read first and second times and referred to sifting committee.

House File No. 278, a bill for an act to amend section twenty-five hundred eighty-three (2583) of the Code, 1924, relating to requirements for approved colleges of pharmacy.

Read first and second time and referred to sifting committee.

House File No. 178, a bill for an act to amend, revise, and codify section four hundred ninety (490) of the Code, 1924, relating to memorial halls and monuments.

Read first and second times and referred to sifting committee.

House File No. 371, a bill for an act amending the law as it appears in sections fifty-six hundred sixty-three (5663) and sixty-

two hundred thirty (6230), and repealing sections sixty-two hundred fifteen (6215) and sixty-two hundred sixteen (6216), of the Code, 1924, relating to municipal finances, public funds, and revenues.

Read first and second times and referred to sifting committee.

House File No. 312, a bill for an act providing for the payment by the respective boards of supervisors of the several counties for the care of graves of deceased soldiers and sailors of the United States.

Read first and second times and referred to sifting committee.

House file No. 215, a bill for an act to amend section eleven thousand twenty-six (11026) of the Code, 1924, so that the statute of limitations as to the rights of minors and insane persons shall not apply to the foreclosure of ancient mortgages.

Read first and second times and referred to sifting committee.

House File No. 232, a bill for an act to amend the law as it appears in section three thousand seven hundred seventy-seven (3777) of the Code, 1924, relating to sentences in the penitentiary and men's reformatory, and to the granting or forfeiting of good time.

Read first and second time and referred to sifting committee.

House File No. 220, a bill for an act to amend section fifty-two hundred twenty-three (5223) of the Code, 1924, relating to the salary of deputy treasurers.

Read first and second times and referred to sifting committee.

House File No. 216, a bill for an act to amend section seventy-two hundred seventy-six (7276) of the Code, 1924, and to provide for notice to holders of tax sale certificates of redemption from such sale.

Read first and second times and referred to sifting committee.

House File No. 308, a bill for an act to amend the law as it

appears in section six thousand thirty-two (6032) of the Code, 1924, relating to the payment of special assessments.

Read first and second times and referred to sifting committee.

THIRD READING OF BILLS

On motion of Senator Snook, Senate File No. 203, a bill for an act to provide for a threshers lien, having been reported back by the committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by inserting after the word "grain" in line 2 of section 2 the words "except recorded liens".

Senator Brookhart withdrew his amendment.

Senator Benson offered the following amendment and moved its adoption:

Amend by inserting the word "wheat" after the word "shredded" in line four of section 1.

Senator Benson withdrew his amendment.

Senator Clark offered the following amendment and moved its adoption:

Amend by striking the words "silo filler or saw mill" from line 2 of section 1 and by striking the words "also silo filling and saw milling" from line 4 of section 1.

The amendment was adopted.

Senator Buser moved the previous question.

Senator Stoddard moved that further action be deferred.

Senator Buser raised the point of order that the motion by Senator Stoddard was out of order as there was a motion before the Senate for the previous question.

The President held the point well taken.

Senator Buser withdrew his motion.

Senator Stoddard renewed his motion to defer action.

Senator Baird moved to amend by adding that action be deferred until after action on the next bill on the calendar.

Senator Stoddard moved that the Senate adjourn until 9 a. m. Monday.

The motion was lost.

The amendment offered by Senator Baird to the motion by Senator Stoddard was lost.

The motion was lost.

Senator Brookhart offered the following amendment and moved its adoption:

Amend as follows: Strike out section 3 and substitute the following in lieu thereof: "Said lien shall be junior to any lien or right which has attached to said property prior to the filing in the recorder's office of the account and oath required by section 3 of this act."

Also amend section 3 by adding at the end thereof, "said statement and oath shall be filed within sixty (60) days from the time the threshing is done".

Senator Buser moved the previous question, which motion prevailed.

Senator Buser moved that the Senate extend to Senator Campbell five minutes to explain a question.

Senator Brookhart raised the point of order that the motion was out of order, as the previous question had been ordered.

The President held the point well taken.

The amendment offered by Senator Brookhart was lost.

By unanimous consent on request of Senator Clark the word "or" was inserted after the word "shredder" in line 2 of section 1; and the word "or" was inserted after the word "shredder" in line 4 of section 1.

The bill was read for information.

Senator Snook moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Baird	Dotts	Johnston	Rigby
Benson	Fackler	Kern	Romkey
Bowman	Fulton	Kimberly	Schmedika
Buser	Goodwin	Langfitt	Shinn
Campbell	Gunderson	McLeland	Skromme
Clark	Hartman	Perkins	Snook
Darting	Horchem	Rees	White

Nays, 7.

Brookhart	Dean	Reed	Stoddard
Cavanaugh	Gilchrist	Slemmons	

Absent or not voting, 15.

Bergman	Cessna	Mills	Shaff
Breakenridge	Clearman	Nelson	Shane
Brookins	Ellis	Ramsey	Stanley
Browne	Haskell	Roberts	

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

Senator Snook moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Goodwin Senate File No. 242, a bill for an act to authorize the construction, reconstruction, and repair of sidewalks outside the limits of cities but within the limits of certain schools districts, and to provide for the assessment of the cost of such improvement on abutting property, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Baird	Clark	Gunderson	Reed
Benson	Clearman	Hartman	Rees
Bowman	Darting	Horchem	Skromme
Brookhart	Dean	Johnston	Slemmons
Brookins	Dotts	Kimberly	Snook
Buser	Fackler	Langfitt	Stoddard
Campbell	Gilchrist	McLeland	White
Cavanaugh	Goodwin	Perkins	

Nays, none.

Absent or not voting, 19.

Bergman	Fulton	Ramsey	Shaff
Breakenridge	Haskell	Rigby	Shane
Browne	Kern	Roberts	Shinn
Cessna	Mills	Romkey	Stanley
Ellis	Nelson	Schmedika	

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Kimberly called up for consideration the report of the committee on schools, recommending House File No. 180 for indefinite postponement, and moved that the report be rejected.

Senator Brookhart moved as a substitute motion that the rules be suspended and House File No. 180 be placed on the calendar and taken up for action immediately.

The substitution was made.

The motion prevailed.

The report of the committee recommending indefinite postponement was rejected.

House File No. 180, a bill for an act to provide for the disposition of schoolhouses, school sites, and other real property acquired or to be acquired for school purposes, by the board of directors, was taken up and considered.

Senator Gilchrist offered the following amendment and moved its adoption:

- Amend by striking from lines 2, 3 and 4 of section 1 the words "the territory of a city of the first class or of a city acting under special charter may lease" and inserting in lieu thereof the words "a city acting under special charter and having a population of fifty thousand (50,000) or more may lease".

The amendment was adopted.

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clearman	Horchem	Roberts
Benson	Darting	Johnston	Romkey
Bowman	Dean	Kimberly	Schmedika
Brookhart	Dotts	Langfitt	Shinn
Brookins	Fackler	McLeland	Skromme
Buser	Fulton	Perkins	Slemmons
Campbell	Gilchrist	Reed	Sneok
Cavanaugh	Gunderson	Rees	Stoddard
Clark	Hartman	Rigby	White

Nays, none.

Absent or not voting, 14.

Bergman	Ellis	Mills	Shaff
Breakenridge	Goodwin	Nelson	Shane
Browne	Haskell	Ramsey	Stanley
Cessna	Kern		

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

Senator Kimberly moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Dean House File No. 241, a bill for an act to amend the law as it appears in chapter one (1) of title one (1) of the Code, 1924, so as to permit the government of the United States to acquire certain lands and waters in Iowa, was substituted for Senate File No. 281, taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Dean moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Dean	Johnston	Romkey
Benson	Dotts	Kimberly	Schmedika
Bowman	Fackler	Langfitt	Shinn
Brookhart	Fulton	McLeland	Skromme
Buser	Gilchrist	Perkins	Slemmons
Campbell	Goodwin	Reed	Snook
Clark	Gunderson	Rees	Stoddard
Clearman	Hartman	Rigby	White
Darting	Horchem	Roberts	

Nays, none.

Absent or not voting, 15.

Bergman	Cavanaugh	Kern	Shaff
Breakenridge	Cessna	Mills	Shane
Brookins	Ellis	Nelson	Stanley
Browne	Haskell	Ramsey	

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

By unanimous consent Senator Dean withdrew Senate File No. 281 from further consideration.

On motion of Senator Campbell, House File No. 249, a bill for an act authorizing the executive council to purchase an enlarged military photograph as a permanent memorial of Iowa soldiery in the World's War to be placed in the corridor of the Capitol Building, and making an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Campbell moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Dotts	Johnston	Romkey
Benson	Fackler	Kimberly	Schmedika
Bowman	Fulton	Langfitt	Shinn
Buser	Gilchrist	McLeland	Skromme
Campbell	Goodwin	Perkins	Slemmons
Cavanaugh	Gunderson	Reed	Snook
Clark	Hartman	Rigby	Stoddard
Clearman	Horchem	Roberts	White
Dean			

Nays, none.

Absent or not voting, 17.

Bergman	Cessna	Kern	Rees
Breakenridge	Darting	Mills	Shaff
Brookhart	Ellis	Nelson	Shane
Brookins	Haskell	Ramsey	Stanley
Browne			

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

Senator Campbell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 13 CONSIDERED

Senator Langfitt called up for consideration Senate Concurrent Resolution No. 13 (page 828, Senate journal) and moved its adoption.

By unanimous consent on request of Senator Stoddard further action was deferred.

THIRD READING OF BILLS

On motion of Senator Goodwin, House File No. 101, a bill for an act to amend section thirty-six hundred twelve (3612) of the Code, 1924, increasing the number of deputy probation officers in counties having a population in excess of one hundred twenty-five thousand (125,000), with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Baird	Dotts	Langfitt	Schmedika
Bowman	Fackler	McLeland	Shinn
Brookhart	Goodwin	Perkins	Skromme
Campbell	Hartman	Reed	Slemmons
Cavanaugh	Horchem	Rees	Snook
Clark	Johnston	Rigby	Stoddard
Clearman	Kimberly	Roberts	White
Dean			

Nays, 1.

Buser

Absent or not voting, 20.

Benson	Cessna	Gunderson	Ramsey
Bergman	Darting	Haskell	Romkey
Breakenridge	Ellis	Kern	Shaff
Brookins	Fulton	Mills	Shane
Browne	Gilchrist	Nelson	Stanley

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Goodwin, House File No. 331, a bill for an act to amend section fifty-one hundred ninety-one (5191) of the Code, 1924, relating to fees charged by sheriffs, was substituted for Senate File No. 265, taken up and considered.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Baird	Dean	Horchem	Schmedika
Brookhart	Dotts	Johnston	Shinn
Buser	Fackler	Kimberly	Skromme
Campbell	Fulton	McLeland	Slemmons
Cavanagh	Goodwin	Perkins	Snook
Clark	Gunderson	Reed	Stoddard
Clearman	Hartman	Rigby	White

Nays, none.

Absent or not voting, 22.

Benson	Cessna	Langfitt	Roberts
Bergman	Darting	Mills	Romkey
Bowman	Ellis	Nelson	Shaff
Breakenridge	Gilchrist	Ramsey	Shane
Brookins	Haskell	Rees	Stanley
Browne	Kern		

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent Senator Goodwin withdrew Senate File No. 265 from further consideration.

On motion of Senator Gunderson, Senate File No. 239, a bill for an act authorizing certain counties to transfer county funds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The following amendment filed by Senator Kern was considered:

Amend by striking from line three (3) thereof the words and figures "fourteen thousand (14,000)" and substituting in lieu thereof the words and figures "nineteen thousand (19,000)".

The amendment was adopted.

Senator Campbell offered the following amendment and moved its adoption:

Amend by striking the period (.) at the end of section two (2) and adding the following "without expense to the state."

The amendment was adopted.

Senator Cavanaugh offered the following amendments and moved their adoption:

Amend by striking the word "having" from line 4 of section 1 and inserting in lieu thereof the words "which has". Also amend by inserting after the word "year" in line 6 of section 1 the following: "of 1925".

The amendments were adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 22.

Baird	Dean	Johnston	Shinn
Brookhart	Dotts	Kimberly	Skromme
Buser	Fackler	McLeland	Slemmons
Cavanaugh	Goodwin	Perkins	Snook
Clark	Gunderson	Reed	White
Clearman	Horchem		

Nays, 5.

Campbell	Rees	Rigby	Stoddard
Fulton			

Absent or not voting, 23.

Benson	Cessna	Kern	Romkey
Bergman	Darting	Langfitt	Schmedika
Bowman	Ellis	Mills	Shaff
Breakenridge	Gilchrist	Nelson	Shane
Brookins	Hartman	Ramsey	Stanley
Browne	Haskell	Roberts	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Goodwin Senate File No. 270, a bill for an act to amend section five thousand nine hundred forty (5940) of the Code, 1924, relating to the establishment, repair and improvement of streets and public grounds and providing a method for the payment of the cost thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 26.

Baird	Dean	Johnston	Rigby
Brookhart	Dotts	Kimberly	Romkey
Buser	Fackler	McLeland	Shinn
Campbell	Fulton	Perkins	Skromme
Cavanaugh	Goodwin	Reed	Snook
Clark	Gunderson	Rees	Stoddard
Clearman	Horchem		

Nays, 1.

Slemmons

Absent or not voting, 23.

Benson	Cessna	Kern	Schmedika
Bergman	Darting	Langfitt	Shaff
Bowman	Ellis	Mills	Shane
Breakenridge	Gilchrist	Nelson	Stanley
Brookins	Hartman	Ramsey	White
Browne	Haskell	Roberts	

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Buser, House File No. 340, a bill for an act to amend section seventy-one hundred ninety-three (7193), of the Code, 1924, to authorize boards of supervisors to make agreement compromising and settling delinquent taxes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Baird	Dean	Johnston	Romkey
Brookhart	Dotts	Kimberly	Shinn
Buser	Fackler	McLeland	Skromme
Campbell	Fulton	Perkins	Slemmons
Cavanaugh	Gilchrist	Reed	Snook
Clark	Goodwin	Rees	Stoddard
Clearman	Horchem	Rigby	

Nays, 1.

Gunderson

Absent or not voting, 22.

Benson	Cessna	Langfitt	Schmedika
Bergman	Darting	Mills	Shaff
Bowman	Ellis	Nelson	Shane
Breakenridge	Hartman	Ramsey	Stanley
Brookins	Haskell	Roberts	White
Browne	Kern		

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

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Campbell moved that the vote by which Senate File No. 239 failed to pass the Senate be reconsidered, which motion prevailed.

Senator Campbell moved that Senate File No. 239 be returned to its place on the calendar, which motion prevailed.

COMMUNICATIONS FROM THE GOVERNOR

Executive Department
State of Iowa

Des Moines, March 28, 1925.

MR. PRESIDENT AND MEMBERS OF THE IOWA SENATE:

I am in receipt of the Resolution of Condolence passed by the Iowa Senate, over which it was my pleasure to act as presiding officer, and whose membership I regard highly.

I want to take this opportunity of expressing to you my appreciation of the splendid sentiment expressed in the Resolution which has just reached my desk concerning the death of my father.

Sincerely yours,

JOHN HAMMILL, Governor.

Executive Department
State of Iowa

Des Moines, March 28, 1925.

HON. CLEM F. KIMBALL, Senate Chamber.

MY DEAR GOVERNOR: In pursuance of House Concurrent Resolution No. 16, I herewith transmit to you a copy of the message which I have forwarded to the grief stricken areas of Illinois, Missouri and Indiana.

Respectfully submitted,

JOHN HAMMILL, Governor.
March 25, 1925.

Hon. Ed. Jackson,
Indianapolis, Ind.
My dear Governor:

In pursuance of House Concurrent Resolution No. 16, which is as follows:

"Be It Resolved by the House of Representatives, the Senate concurring, That the Governor of Iowa be and is hereby directed to extend to the grief stricken areas, Illinois, Missouri and Indiana, a message of sympathy for the great loss of lives and property which has been visited upon them by the recent storm that has swept their states and offer them any assistance that the state of Iowa may be able to render and that a copy of such message shall be spread in full upon the journal of the House and the Senate."

and in behalf of the great commonwealth of Iowa, I extend to the grief stricken area of Indiana, the sympathy of our people and assure you of our keen interest in your welfare. No state can live unto itself alone. Like the individual it is a part and parcel of the world and we as individual citizens and as a commonwealth feel that we must take up the obligation of seeing to it that your people not only have our sympathy but also desire to assure you that if there is any way we can be of material assistance to you, we desire to render that service.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Iowa.

Done at Des Moines, this 25th day of March, A. D. 1925.

(Seal)

JOHN HAMMILL, *Governor*.
March 25, 1925.

Hon. Sam A. Baker,
Jefferson City, Mo.
My dear Governor:

In pursuance of House Concurrent Resolution No. 16, which is as follows:

"Be It Resolved by the House of Representatives, the Senate concurring, That the Governor of Iowa be and is hereby directed to extend to the grief stricken areas, Illinois, Missouri and Indiana, a message of sympathy for the great loss of lives and property which has been visited upon them by the recent storm that has swept their states and offer them any assistance that the State of Iowa may be able to render and that a copy of such message shall be spread in full upon the journal of the House and the Senate."

and in behalf of the great Commonwealth of Iowa, I extend to the grief stricken area of Missouri the sympathy of our people and assure you of our keen interest in your welfare. No state can live unto itself alone. Like the individual it is a part and parcel of the world and we as individual citizens and as a commonwealth feel that we must take up the obligation of seeing to it that your people not only have our sympathy but also

desire to assure you that if there is any way we can be of material assistance to you, we desire to render that service.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Iowa.

Done at Des Moines, this 25th day of March, A. D. 1925.

(Seal)

JOHN HAMMILL, *Governor*.

March 25, 1925.

Hon. Len Small,
Springfield, Ill.

My dear Governor:

In pursuance of House Concurrent Resolution No. 16, which is as follows:

"Be It Resolved by the House of Representatives, the Senate concurring, That the Governor of Iowa be and is hereby directed to extend to the grief stricken areas, Illinois, Missouri and Indiana, a message of sympathy for the great loss of lives and property which has been visited upon them by the recent storm that has swept their states and offer them any assistance that the State of Iowa may be able to render and that a copy of such message shall be spread in full upon the journal of the House and the Senate."

and in behalf of the great Commonwealth of Iowa, I extend to the grief stricken area of Illinois the sympathy of our people and assure you of our keen interest in your welfare. No state can live unto itself alone. Like the individual it is a part and parcel of the world and we as individual citizens and as a commonwealth feel that we must take up the obligation of seeing to it that your people not only have our sympathy but also desire to assure you that if there is any way we can be of material assistance to you, we desire to render that service.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Iowa.

Done at Des Moines, this 25th day of March, A. D. 1925. .

(Seal)

JOHN HAMMILL, *Governor*.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend H. F. 379 by adding at the end of sub-section (a) of section two (2) the following: "This act shall not apply to motor vehicles operating exclusively within cities and towns."

B. M. STODDARD.

MR. PRESIDENT: I move to amend H. F. 380 by inserting after the word "carrier" in line one (1) of section thirteen (13), the words "except within cities and towns."

B. M. STODDARD.

MR. PRESIDENT: I move to amend H. F. 14 as follows: Strike out all of section twenty-six (26) and insert in lieu thereof the following:

Sec. 26. For the State Historical Society of Iowa there is hereby appropriated for the biennium beginning July 1, 1925, and ending June 30, 1927, the sum of seventy-two thousand eight hundred fifty dollars (\$72,850.00), or so much thereof as may be necessary, to be available to the society in quarterly installments for the following purposes:

For salaries, support and maintenance.....	\$50,400.00
For Research Work and Publications.....	22,450.00
	<hr/>
	\$72,850.00

Grand total of all appropriations for all purposes for
the biennium for the State Historical Society of
Iowa\$72,850.00

B. M. STODDARD.

On motion of Senator Baird the Senate adjourned until 9 a. m.
Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 30, 1925.

The Senate met in regular session, President Clem F. Kimball, presiding.

Prayer was offered by Rev. C. M. Pierce, of the Congregational church, of Ankeny, Iowa.

On motion of Senator Shane, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the designated committees:

By Senator Stoddard, from Parent Teachers Association of Hunt School, Sioux City, favoring the Teachers' Annuity Bill. Schools.

By Senator Nelson, from citizens of Tama, favoring House File No. 241. Conservation.

By Senator Horchem, from citizens of Dubuque, favoring House File No. 241. Conservation.

By Senator Nelson, from citizens of Atlantic, favoring House File No. 241. Conservation.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 251, a bill for an act relating to the compilation and distribution of the biennial report of expenditures by the auditor of state.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 375, a bill for an act relating to the selling price of supplies, materials and articles manufactured by convict labor within the state.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 369, a bill for an act relating to the taxation of shares of stock of banks and trust companies and the payment of the tax thereon by the corporations, and the recovery of the amount paid by the corporation from the stockholders.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 313, a bill for an act relating to assessments for cost of street improvements and sewers.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 374, a bill for an act relating to the sale of cigarettes, cigarette papers and tobacco.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 355, a bill for an act relating to the examination of insurance companies and the payment of expenses incident thereto.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 388, a bill for an act relating to the publication of lists of nominations.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 254, a bill for an act pertaining to record of junior liens.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 321, a bill for an act relating to the jurisdiction of courts in actions to collect assessments from members of insurance associations.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 96, a bill for an act relating to embezzlement of mortgaged property.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 285, a bill for an act relating to county engineers.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 199, a bill for an act relating to the auditing of claims and to provide for the transfer of certain funds to the general fund of the state.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 135, a bill for an act to compensate Captain Charles L. Dunn for services rendered pursuant to call into active service of the Iowa National Guard.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 390, a bill for an act to reimburse Hardin county, Iowa, for money expended in the care of a state patient at the State Hospital for the Insane at Independence, and making an appropriation to pay the same.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 391, a bill for an act to legalize the proceedings of the town council of the incorporated town of Ossian, Winneshiek county, Iowa, as far as they cover the passage of ordinance No. 74.

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

House Concurrent Resolution No. 17 relative to the making of assessments for taxation purposes in conformity with section 7109 of the Code, 1924.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 93, a bill for an act relating to the wrongful sale or disposal of electric storage batteries belonging to another, or the removal or alteration of marks of identification thereon, and prescribing penalties for the violation thereof.

Also, that the House has concurred in Senate amendment to the following bill:

House File No. 49, a bill for an act relating to the inspection of bees by the state apiarist.

A. C. GUSTAFSON, *Chief Clerk.*

SENATE CONCURRENT RESOLUTION NO. 11 CONSIDERED

Senator Stoddard called up the following resolution for consideration, and moved its adoption:

Be It Resolved by the Senate, the House concurring, that a vote of thanks be extended to the Western Union Telegraph Company for services rendered to the 41st General Assembly of the state of Iowa, in furnishing accurate grain and live stock reports, and other courtesies extended through its representatives in the State House.

And further, that a copy of this resolution be prepared and signed by the Secretary of the Senate and the Chief Clerk of the House and forwarded to the President of the Western Union Telegraph Company at New York City, and a copy also presented to the local manager, Homer F. White, Des Moines, Iowa.

The resolution was adopted.

THIRD READING OF BILLS

On motion of Senator McLeland, Senate File No. 231, a bill for an act to authorize a special levy in certain counties for the repair of buildings belonging to the county, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President Pro Tem Campbell took the chair at 9:30 a. m.

The bill was read for information.

Senator McLeland moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 47.

Baird	Clearman	Johnston	Romkey
Benson	Dean	Kern	Schmedika
Bergman	Dotts	Kimberly	Shaff
Bowman	Ellis	Langfitt	Shane
Breakenridge	Fackler	McLeland	Shinn
Brookhart	Fulton	Mills	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Perkins	Snook
Campbell	Gunderson	Ramsey	Stanley
Cavanaugh	Hartman	Reed	Stoddard
Cessna	Haskell	Rees	White
Clark	Horchem	Rigby	

Nays, none.

Absent or not voting, 3.

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

Senator McLeland moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Schmedika asked and obtained unanimous consent to take up for consideration Senate File No. 225, a bill for an act regulating the sale of cement in the state of Iowa and providing a penalty for violation thereof, reported out for indefinite postponement.

President Kimball resumed the chair at 9:45 a. m.

Further action was deferred, the time having arrived for the consideration of special order No. 1, Senate File No. 159.

On motion of Senator Shaff Senate File No. 159, a bill for an act to amend, revise and codify sections forty-six hundred eighty-seven (4687) to forty-seven hundred nineteen (4719) inclusive; sections forty-seven hundred thirty-one (4731) to forty-seven hundred forty-one (4741) inclusive, and sections forty-seven hundred forty-three (4743) to forty-seven hundred fifty-five (4755) inclusive, of the Code, 1924, relating to the primary road system, the primary road fund, and the surfacing of secondary roads, to co-ordinate the primary road law with the federal aid road law, to empower the state to construct and maintain the primary road system, to do away with special assessments for paving, and refund for such assessments heretofore levied, and to make the interest and principal of primary road bonds payable out of the primary road fund, was taken up and considered, the report of the committee having been previously adopted.

The roll call revealed the presence of all members except Senators Brown, McLeland and Roberts.

By unanimous consent on request of Senator Nelson Senator Browne was excused from the call of the Senate on account of illness.

Senator McLeland appeared in the Senate chamber.

Senator Roberts appeared in the Senate chamber and the call was declared complete.

The following amendments filed by Senator Buser were considered:

Amend by striking from line 2 of section 5, beginning after the word "from", the following: "the primary road fund or".

Amend section 5 by striking all that part of the paragraph following the word "objections" in line 20 and inserting in lieu thereof the following: "after such hearing the commission may make such changes, if any, as the conditions justify."

The amendments were adopted.

Senator Cessna withdrew the following amendment to section 5.

Amend by striking from section 5, line 27 the words "secretary of agriculture" and inserting in lieu thereof the words "county auditor".

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 5 by striking from lines 7 and 8 the words: "the relocation of the right of way, if any".

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking from line 9 of section 5 the word "ten" and inserting in lieu thereof the word "seven". Also amend by striking from line 14 the word "ten" and inserting in lieu thereof the word "fourteen".

By unanimous consent on request of Senator Gilchrist the word "seven" was stricken from the amendment and the word "five" inserted in lieu thereof and the word "fourteen" was stricken and the word "fifteen" inserted in lieu thereof.

The amendments were adopted.

By unanimous consent on request of Senator Breakenridge the following amendment, previously adopted was amended by inserting the words "of said section" after the word "all" in the first line:

Amend by striking from section 3 thereof all after the word "state" in line 5 and by inserting in lieu thereof the following:
"in the same manner that the primary road funds are now required to be allotted among said counties."

The time having arrived to listen to the address of United States Senator A. B. Cummins, Senator Stoddard moved that further action be deferred and that a committee be appointed to escort Senator Cummins to the Senate Chamber.

The motion prevailed and the President appointed as such committee Senators Stoddard and Goodwin.

Senator Stoddard moved that the remarks of Senator Cummins be printed in the Journal, which motion prevailed.

Senator Cummins spoke as follows:

MR. PRESIDENT AND SENATORS: I appreciate deeply the opportunity your invitation has given me of paying my respects to the Iowa Senate collectively and through your body of saying to the people of the state how grateful I am for the privilege of serving them, in a public capacity, for nearly twenty-five eventful, continuous years—years of unparalleled

progress, of tremendous disaster, and of mighty changes in the affairs of the world. With this acknowledgment I ought to be content, for long experience has taught me the value of time during the closing days of a legislative session and I want you fully to understand that it is not my purpose to enter upon the discussion of any of the serious, vital questions upon which the thought of the country is centered, but inasmuch as this is the Senate of the State of Iowa and I am a member of the Senate of the United States from Iowa, I cannot resist the temptation to refer with decent brevity to some of the prevalent criticisms of that branch of the Government to which I belong.

You have heard a great deal about the attack upon the rules of the Senate. I want to say something about that. There are some people who seem to feel that the attack upon these rules, or a demand for the amendment of these rules, can be converted into a great national issue under the leadership of my very brilliant and very capable friend, the Vice President of the United States. I am in favor of some amendments to the Senate rules but the effort to make that subject an issue before the people of the United States is simply ludicrous in its absurdity.

What is the rule of the Senate of the United States with regard to the limitation of debate—and that seems to be the point at which the criticism is especially directed. Until a few years ago we had no rules for the limitation of discussion in the Senate. Some four or five years ago, however, we adopted a rule which enabled two-thirds of the Senate to terminate debate, and the sole question is whether we ought to make or substitute a majority of the Senate for the two-thirds that are now required to bring discussion or debate to a close.

There are times when it would be better for the Senate and better for the country if a majority could bring debate to a close and secure a vote upon the pending question, whatever it may be, but I do not believe that a majority ought to be able to adopt what is ordinarily known as the previous question except in the latter days of a session. There is no difficulty about securing a vote in the Senate of the United States upon any question in which a majority of the Senate is in agreement.

I think there is a very prevalent misapprehension in regard to "filibusters" which are said to have delayed or destroyed a great deal of valuable legislation. I have been in the Senate for nearly seventeen years and there have been just three "filibusters" in these years. Two of them have been unsuccessful. One of them was successful. A "filibuster" is never indulged in by more than a few members of the Senate and it never can be successfully carried out unless the Senate is compelled to adjourn in the near future either by operation of law or by the adoption of a resolution to that effect. I think that we ought to amend our rules so that within ten days of the expiration of the session, a majority can bring a debate to a close and compel a vote upon a pending measure. That modification does not seem to be a very serious issue upon which to found the national campaign which we have been told would be carried on during the next two or three years.

The real trouble about the Senate of the United States is that its members like to talk and they are able to talk; they are usually well

informed and they have a great deal to say upon a great variety of subjects. We have no rule that can compel a Senator to speak upon the subject before the Senate—that is, the pending question, whatever it may be. I suppose that the Senate of the United States is the only parliamentary body in the world that has not such a rule. It is a general parliamentary rule and usually the presiding officer can compel a speaker to devote himself to the subject in hand. That is not true of the Senate of the United States and we ought to find some way in which the discussion can be limited to the matter immediately before the Senate. I recognize there is great difficulty about that. I have been endeavoring to accomplish something of that kind for seventeen years and the obstacle is that the Senate and probably the country are unwilling to give that power to the presiding officer. We all understand that it is a tremendous power to be exercised by a presiding officer. The right to call a Senator to order and compel him to take his seat because the presiding officer is of the opinion that he is not debating the subject before the Senate is a power very easily abused and I for one have never been willing to repose that power absolutely in a presiding officer.

There is a plan now before the Senate, and which I think will be adopted, that will accomplish that end; that is, will give the majority of the Senate the right to vote upon that immediate question, namely, whether a given speaker is within the subject before the Senate.

I have suggested these things because of the great publicity that has been given to the inaugural of the Vice President of the United States. Some people think, and it has been frequently said, that Senators resented that speech. There is nothing farther from the truth than that statement. The declaration made by the Vice President was not resented. There were some eccentricities about the speech which caused some amusement but nine-tenths of the Senate were in sympathy with the substance of the inaugural address of Vice President Dawes but whether he helped or hindered a proper amendment of the rules is quite another question. There was no resentment and the relations between the Vice President and the various Senators is as close and as cordial and as fine as I have no doubt are the relations between the Lieutenant Governor and the Senators of the State of Iowa.

I want just a word about what I regard as the real difficulty and it is a difficulty which exists not only in Washington but everywhere else wherever a legislative body is assembled. Why is it that Congress is unable to legislate promptly upon some of the subjects which so deeply concern the American people. That question has been asked a thousand times and always to the disparagement of the Congress of the United States. The answer is just as obvious as the sun in the heavens to any real student of public affairs. We do not legislate promptly simply because we cannot agree—that is all. I take it that you know something about the difficulty of bringing minds into agreement and you will appreciate what I have said when you multiply your number by the numbers that constitute the House of Representatives and Senate. There are 435 members of the House of Representatives and 96 members of the Senate, and before anything can become a law a majority of the 435 members of the House and a majority of the 96 members of the

Senate must agree upon some specific, definite thing and oftentimes can only do it after long delay and wearisome discussion.

You all understand, of course, that the development of the last few years has introduced to the legislative field an almost infinite number of new and difficult questions; questions of industrial economy, of regulation and control of private enterprise, questions which explore new fields in all the activities of life. Our forefathers, wise as they were, would have been powerless to grapple with these problems. Legislation is vastly more difficult in 1925 than it ever was before in the history of mankind. The questions which are presented are more complicated and there is wider difference of opinion upon them than upon the questions of any former age. For illustration, take the legislation proposing relief for agriculture—the farmers' legislation, so called. In the last session, there were introduced several bills but one became very prominent. It was known as the McNary-Haugen bill. I want to say very frankly that I was an advocate of the principles of the McNary-Haugen bill. I have no hesitancy in so declaring anywhere in the world although there are almost as many minds with regard to that question as there are students of the question. At any rate, the House of Representatives considered and debated and voted upon that matter until nearly the end of the session and it came over to the Senate and we were just as far apart in the Senate as they had been in the House. We could not agree upon any definite thing. I am not going to discuss the merits of farm legislation. I have my view and you have yours; every man has his and every woman has hers and there is no consistency of opinion on that subject. It was thought we could do something this session as President Coolidge had appointed a Commission to investigate and study this great problem and to make a report to Congress upon it and it did study and investigate and it did report two or three times during the session. It advocated a certain plan for the relief of the farmer. That plan, and I am not going to say anything about its merits, was taken up by the senior member of the Iowa delegation, Mr. Gilbert N. Haugen who is Chairman of the Committee on Agriculture in the House of Representatives. He introduced a bill for the purpose of carrying out the plan which it may well be assumed was approved by the President of the United States, approved by the Commission, and represented, I have no doubt, a sincere and honest study of this deep and underlying problem of farm economy. What happened? Our genial friend, the Member of the House from the Tenth District, than whom there is no more devoted and earnest student of farm legislation, than whom the farmer has no more sincere and zealous friend, Mr. Dickinson, introduced a substitute for the bill introduced by Mr. Haugen and after considerable debate this substitute was adopted by the House. It came over to the Senate and was referred to the Committee on Agriculture and Forestry, a Committee which is presided over by that independent, fearless and courageous Senator from Nebraska, Mr. George W. Norris, and in the course of a few days the Senate Committee reported in favor of substituting the original Haugen bill for the Dickinson bill which had been agreed to in the House and there was no more chance of securing legislation in the adoption of either of these bills than there was of translating to the heavenly regions the entire legis-

lative body. That is the difficulty. It must be assumed that Senators and Representatives are fairly intelligent. They are, I am sure, absolutely honest. They understand as well as ordinary men can, these problems with which they have to deal but they cannot agree with regard to the measure of relief which ought to be adopted for agriculture. It may be that we can agree next session although there is some doubt with regard to that; but don't charge it up to the rules of the Senate. Don't charge it up to any indisposition of the members of the Senate to serve their people. Accord it to its true reason; namely, inability to agree with regard to the solution of these new problems which are constantly coming before the American people for solution.

Take another matter—the disposition of our property at Muscle Shoals. We have in Alabama a property upon which we expended more than one hundred and fifty million dollars. We did it in order to meet the exigencies of the war. We are now confronted with the necessity of disposing, in some fashion, of this enormous plant. We have studied the subject for a long time. During the first session of the 68th Congress, the House passed a bill accepting the offer of Henry Ford for this property, or a portion of it, and upon terms that I need not even attempt to state. We adjourned in that situation. That bill came to the Senate and it was referred to the Committee on Agriculture and Forestry and that committee reported a bill as a substitute for the House bill which bore no more relation to the House disposition of this matter than though it had not originated in the same century. The Senate fixed a time at the beginning of the last session to take up this subject. We took it up and it was kept before the Senate until it was disposed of. We took it up and immediately the Senator from Alabama, the state in which Muscle Shoals is situated, offered a substitute for the substitute presented by the Committee and then we went down to the discussion. It was argued up one side and down the other for more than thirty days. Then the substitute offered by the Senator from Alabama for the substitute presented by the Committee on Agriculture and Forestry for the House bill was adopted by a majority of the Senate. It went back to the House and the House refused to concur and a conference committee was appointed but that committee could not agree. There was simply a fundamental difference between the House and Senate with regard to a grave economic problem; we could not agree and the bill failed. The President recently appointed a commission to investigate this great question as to how we shall dispose of or whether we shall operate this great property which cost us more than one hundred and fifty millions. You may or may not be interested in the disposition of our property at Muscle Shoals and all this I have said to leave just one thought with you: that the incessant and continuous criticism of legislative bodies, which is so marked in these latter days, is without reason or justice.

Our forefathers believed it to be wise that the Government of the United States be divided into three distinct, coordinate branches—the legislative, the executive and the judicial. There are a great many people, it seems, who are becoming restive with regard to the division of power established by the forefathers. It is a common thing nowadays to hear it said, and especially in the press, that the legislative branch

of the Government should subordinate itself to the executive. The suggestion is that the members of the Senate of the United States and of the House of Representatives should accept with little question the will of the President of the United States. No man holds the President of the United States in higher esteem, no man gives him greater confidence than I do. He is a wise, he is a patriotic man, but the Constitution of the United States does not give to the President the authority to make laws. It gives him the authority to execute the laws. The oath he takes is not an oath to make laws for the United States. He swears that he will faithfully execute the laws of the United States and while I believe in leadership, while I am a believer in party government, it is the leadership of the legislative body to which I give my adherence rather than to the leadership of the executive. You will find this will be a great question in the coming days. There are a great many people in the country who apparently would be willing to abolish legislative bodies because they are slow, because they take time to debate and to consider. It is easy enough for an executive to come to a conclusion. He is but one mind and can easily agree with himself just as a single member of the legislature can quickly reach his conclusion, but it is very difficult to bring three or four hundred minds to the same result. That is one of the disadvantages of free government; that is one of the handicaps of representative government; but it was our forefathers' belief that it was infinitely safer than the government of the single mind and I concur with all my heart in the plan that was established by the Constitution. I do not want to see the tendency which I now observe become a prevailing tendency.

I have just as much confidence in our governor as I have in the President of the United States. I think they are both patriotic and liberty-loving men who will do their best for the welfare of the people over whom for the time being they have power, but I believe in the legislative branch of the government doing the business that the Constitution commits to it; that is the making of the laws and lawmakers should be free and independent. Thus and thus only will we be able to preserve the Constitution handed down to us by our forefathers.

Many believe the English form of government, in which the legislative and the executive function of power are in the same hands, is better than our own. It has some advantages, but I believe we ought to adhere to the old principles upon which we have grown great and powerful. I cannot understand why there should be any doubt with respect to the future of America. We are the greatest nation in the world, we are the most progressive country in the world. We reach out and exercise the most beneficial influence of any government upon the face of the earth. Let us hold fast to the eternal principles which have made us strong and happy at home and given us respect and influence abroad.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 159.

The amendment filed by Senator Bowman (page 885 Senate Journal) was taken up and considered:

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 18.

Bowman	Gilchrist	Nelson	Skromme
Brookhart	Gunderson	Rees	Slemmons
Brookins	Hartman	Schmedika	Snook
Dotts	Haskell	Shinn	Stoddard
Fulton	McLeland		Stanley

Nays, 27.

Baird	Clearman	Kern	Rigby
Benson	Darting	Kimberly	Roberts
Bergman	Dean	Langfitt	Shaff
Breakenridge	Ellis	Mills	Shane
Buser	Goodwin	Perkins	Stoddard
Campbell	Horchem	Ramsey	White
Clark	Johnston	Reed	

Absent or not voting, 5.

Browne	Cessna	Fackler	Romkey
Cavanaugh			

The amendment was lost.

The Journal of March 28th was corrected and approved.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

CONFERENCE REPORT ON S. F. 49

MR. PRESIDENT: We, your conference committee, to whom was referred Senate File No. 49, for the purpose of harmonizing the difference between the House and Senate on said bill, beg leave to report we have had the same under consideration and recommend the following:

That the House amendment be stricken and that the following words be stricken from line ten (10) of section one (1) as passed by the Senate, to-wit: "in its discretion"; also change the final period (.) to a comma (,) and add: "and when a lesser than the maximum sentence is pronounced, the prisoner shall be subject to the jurisdiction of the Board of Parole."

RAY YENTER.

J. H. JOHNSON.

E. A. GRIMWOOD.

T. J. O'DONNELL.

Conferees on part of House.

E. E. CAVANAUGH.

J. L. BROOKHART.

W. J. BREAKENRIDGE,

F. C. GILCHRIST.

Conferees on part of Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 331, 249, 101, 120, 241, 93, 49, 340, 169 and 198, and Senate File No. 199.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

REPORTS OF COMMITTEE

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 205, a bill for an act making an appropriation for the purpose of aiding in defraying the expenses of a national encampment of the United Spanish War Veterans to be held in this state, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 152, a bill for an act to make an appropriation to pay the claim of the city of Iowa City, for repairing and paving certain streets adjacent to the property of the State University, located in Iowa City, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File No. 270, a bill for an act relating to the establishment, repair and improvement of streets and public grounds and providing a method for the payment of the cost thereof.

Also, that the House has concurred in the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 10 relative to the adjournment of the General Assembly sine die at twelve o'clock noon, Friday, April 3, 1925.

A. C. GUSTAFSON, *Chief Clerk*.

The roll call revealed the presence of all members except Senators Browne, Mills, Romkey and Slemmons.

Senator Slemmons appeared in the Senate Chamber.

Senator Romkey appeared in the Senate Chamber.

Senator Mills appeared in the Senate Chamber and the call was declared complete, Senator Browne having been excused.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 159.

Senator Roberts withdrew the following amendments previously filed:

Amend section four by adding thereto the following: "subject to the provisions of section five of this act".

Amend section 5 by adding to subsection 4 the following: "The board of supervisors shall have the right of appeal and a hearing if a statement shows expenditures in excess of any approved contract or in any way illegal."

Amend section 5 by inserting after the word "fund" in line 2 the words "under their control".

Senator Buser offered the following amendment and moved its adoption:

Amend by striking from paragraph (c) beginning after the figures "1924" in line 7 the following: "and may levy the necessary tax (if any) as the law provides to pay said bonds and interest thereon."

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking the first sentence of the second paragraph of section four (4) and substituting the following:

"The maturing interest and principal of primary road bonds issued by any county may be paid from the county's allotment of the primary road fund or, so far as it lawfully may be done, from the county's allotment of the primary road development fund."

The amendment was adopted.

Senator Campbell moved that the vote by which the amendment offered by Senator Bowman failed to be adopted be reconsidered.

On the question "Shall the motion prevail and the vote be reconsidered?" the vote was:

Ayes, 29.

Baird	Dotts	Hartman	Schmedika
Bergman	Ellis	Haskell	Shaff
Bowman	Fackler	Horchem	Shinn
Brookhart	Fulton	McLeland	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Ramsey	Snook
Campbell	Gunderson	Roberts	Stanley
Cessna			

Nays, 18.

Benson	Dean	Mills	Romkey
Breakenridge	Johnston	Perkins	Shane
Cavanaugh	Kern	Reed	Stoddard
Clark	Kimberly	Rigby	White
Clearman	Langfitt		

Absent or not voting, 3.

Browne	Darting	Rees
--------	---------	------

The motion prevailed.

On the question "Shall the amendment by Senator Bowman (page 885 Senate Journal) be adopted?" the vote was:

Ayes, 27.

Baird	Dotts	Horchem	Shinn
Bowman	Fackler	McLeland	Skromme
Brookhart	Fulton	Nelson	Slemmons
Brookins	Gilchrist	Rees	Snook
Buser	Gunderson	Roberts	Stanley
Campbell	Hartman	Romkey	White
Cessna	Haskell	Schmedika	

Nays, 22.

Benson	Darting	Kimberly	Reed
Bergman	Dean	Langfitt	Rigby
Breakenridge	Ellis	Mills	Shaff
Cavanaugh	Goodwin	Perkins	Shane
Clark	Johnston	Ramsey	Stoddard
Clearman	Kern		

Absent or not voting, 1.

Browne

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by inserting a period (.) after the words "primary road development fund" in the second sentence of the second paragraph of section four (4) and by striking the remainder of the sentence.

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking from lines 3 and 4 of the fourth paragraph thereof, beginning after the word "contracts" in line 2, the following: "purchase or institute and maintain proceedings for the condemnation of right of way".

By unanimous consent on request of Senator Buser the word "fourth" in the first line was stricken out and the word "third" inserted in lieu thereof; and the word "thereof" was stricken and the words "of section 4" inserted in lieu thereof.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking the second paragraph of section one (1) and inserting in lieu thereof the following:

"The highway commission shall have general authority and supervision over the maintenance of the primary roads outside of cities and towns and along the corporate limit lines thereof. And are hereby instructed to cooperate with the various county boards of supervisors to provide and establish an economical policy of primary road maintenance. In case of disagreement as to policy between the highway commission and the county boards of the various counties the decision of the highway commission as to policy shall be final.

Bills for said work shall be prepared and shall designate the amounts properly chargeable to the individual counties of the state and shall be paid from the counties allotment of the primary road fund."

Senator Brookhart offered the following amendment as a substitute amendment and moved its adoption:

Amend by striking from line seven of section 1 the words, "the state", and substituting therefor the following: "the boards of supervisors as directed by the".

By unanimous consent Senator Shane was excused from the call temporarily.

On the question "Shall the substitution be made?" the vote was:

Ayes, 20.

Bowman	Darting	McLeland	Shinn
Brookhart	Dotts	Nelson	Skromme
Buser	Gilchrist	Roberts	Slemmons
Campbell	Gunderson	Romkey	Snook
Cessna	Hartman	Schmedika	Stanley

Nays, 28.

Baird	Clearman	Horchem	Ramsey
Benson	Dean	Johnston	Reed
Bergman	Ellis	Kern	Rees
Breakenridge	Fackler	Kimberly	Rigby
Brookins	Fulton	Langfitt	Shaff
Cavanaugh	Goodwin	Mills	Stoddard
Clark	Haskell	Perkins	White

Absent or not voting, 2.

Browne	Shane
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The substitution was lost.

The amendment offered by Senator Buser was adopted.

Senator Cessna offered the following amendment and moved its adoption:

Amend by striking out section 7, and by renumbering the following sections.

Senator Nelson moved the previous question on the pending amendment, which motion prevailed.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 25.

Baird	Cessna	Kern	Rigby
Bowman	Clearman	McLeland	Schmedika
Breakenridge	Dean	Mills	Shinn
Brookhart	Fackler	Nelson	Skromme
Brookins	Gilchrist	Ramsey	Slemmons
Buser	Gunderson	Reed	Snook
Campbell	Hartman		

Nays, 24.

Benson
Bergman
Cavanaugh
Clark
Darting
Dotts

Ellis
Fulton
Goodwin
Haskell
Horchem
Johnston

Kimberly
Langfitt
Perkins
Rees
Roberts
Romkey

Shaff
Shane
Stanley
Stoddard
White

Absent or not voting, 1.

Browne

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking all of section seven (7) and inserting in lieu thereof the following:

"Sec. 7. The state highway commission is hereby authorized to purchase road material for use upon the primary road system for such counties as so request by resolution of the county board properly adopted. Provided that the commission shall advertise for and receive sealed competitive bids therefor and shall have authority to reject any or all bids and purchase privately at a cost not to exceed that indicated in the most favorable bid received. Such material shall be paid for by the counties for which it is purchased from said counties allotment of the primary road or primary road development fund as the case may be."

The amendment was lost.

Senator Buser offered the following amendment and moved its adoption:

Amend section 7 by striking from lines 2, 3 and 4, after the word "material" the following: "or road material required in the improvement or maintenance of primary roads,".

Senator Baird offered the following as a substitute for the amendment offered by Senator Buser:

Amend section 7 by striking from lines two (2) and three (3), the words "or road machinery required in the improvement or maintenance"; also change the word "of" in line three (3) to "for".

The substitution was made.

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend section 7 by striking the word "such" from line 6 and inserting in lieu thereof the word "road".

Senator Buser offered the following amendment and moved its adoption:

Amend by striking from the second paragraph of section four (4) beginning after the word "fund" in line three (3) the following:

"or the primary road development fund as the case may be".

Also amend said paragraph by striking therefrom the following, beginning after the word "fund" in line seven (7):

"or primary road development fund as the case may be".

Senator Buser withdrew the amendment.

Senator Buser offered the following amendment and moved its adoption:

Amend section five (5) by striking therefrom lines twenty-four (24), twenty-five (25), twenty-six (26) and twenty-seven (27) and insert in lieu thereof the following:

"Upon the completion of any project or contract to be paid for from the primary road development fund the commission shall file with the board of supervisors a report thereof together with a statement of the total cost of the project. In case the project extend to more than one county the statement shall provide an equitable distribution of the cost as between the counties affected.

Provided further that the cost of all federal aid projects shall be paid from the primary road development fund."

The amendment was adopted.

The motion filed by Senator Bowman to reconsider the vote by which amendment No. 2, adding an additional section, was lost, was considered.

On the question "Shall the motion prevail and the vote be reconsidered?" the vote was:

Ayes, 28.

Baird
Bowman
Brookhart
Brookins
Buser
Campbell
Cessna

Darting
Dean
Fackler
Gilchrist
Gunderson
Hartman
Kern

Kimberly
Langfitt
McLeland
Mills
Nelson
Ramsey
Rees

Romkey
Schmedika
Shinn
Skromme
Slemmons
Snook
Stanley

Nays, 18.

Benson	Clearman	Johnston	Shaff
Bergman	Fulton	Perkins	Shane
Breakenridge	Goodwin	Reed	Stoddard
Cavanaugh	Haskell	Rigby	White
Clark	Horchem		

Absent or not voting, 4.

Browne	Dotts	Ellis	Roberts
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The motion prevailed and the vote was reconsidered.

On the question "Shall the amendment by Senator Bowman be adopted?" the vote was:

Ayes, 30.

Baird	Dean	Kimberly	Rees
Bowman	Dotts	Langfitt	Romkey
Breakenridge	Ellis	McLeland	Schmedika
Brookhart	Fackler	Mills	Shinn
Brookins	Gilchrist	Nelson	Skromme
Buser	Gunderson	Perkins	Slemmons
Campbell	Hartman	Ramsey	Snook
Cessna	Kern		

Nays, 18.

Benson	Darting	Johnston	Shane
Bergman	Fulton	Reed	Stanley
Cavanaugh	Goodwin	Rigby	Stoddard
Clark	Haskell	Shaff	White
Clearman	Horchem		

Absent or not voting, 2.

Browne	Roberts
--------	---------

The amendment was adopted.

Senator Buser moved that further consideration be deferred until 9:30 a. m. Tuesday, that the bill be made a special order for that time to take precedence over all other special orders, and that the bill be printed in the journal as amended.

Senator Fackler moved the previous question on the bill, which motion prevailed.

The motion by Senator Buser prevailed.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House File No. 14, section 49, by striking from lines 102 and 103 the words and figures "One Hundred Fifty

Thousand Dollars (\$150,000.00)" and inserting in lieu thereof the words and figures "Three Hundred Thousand Dollars (\$300,000.00)".

LARS J. SKROMME.

MR. PRESIDENT: I move to amend Senate File No. 216 relating to motor vehicles by adding to section three (3) thereof the following:

"Vehicles registered for the sixth time prior to the adoption of this act shall be charged the same fee as paid for such sixth registration, subject to the provisions of section one (1) hereof."

A. H. BERGMAN.

MR. PRESIDENT: I move to amend House File No. 379 as follows: Strike out all of section eleven (11) and insert in lieu thereof the following: "This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Tribune, a newspaper published in the city of Sioux City, Iowa."

B. M. STODDARD.

MR. PRESIDENT: I move to amend House File No. 380 by striking out all of section nineteen (19) and insert the following:

"This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Journal, a newspaper published in the city of Sioux City, Iowa."

B. M. STODDARD.

MR. PRESIDENT: Amend House File No. 379 by striking out all of section two (2) and inserting in lieu thereof the following:

Sec. 2. (a) The term "motor vehicle" when used in this act, shall mean any automobile, automobile truck, motor bus, or other self-propelled vehicle, not operated upon fixed rails or track, used for the transportation of freight or passengers for compensation between fixed termini, or over a regular route, even though there may be occasional, periodic or irregular departures from such termini or route; except those used exclusively in conveying school children to and from consolidated or other schools.

(b) The term "motor carrier", when use in this act, shall mean any person operating any motor vehicle upon any highway in this state.

(c) The term "highway", when used in this act, shall mean every street, road, bridge, or thoroughfare of any kind in this state.

(d) The term "commission" when used in this act, shall mean the board of railroad commissioners of this state.

Amend by striking out of section six (6), lines eighteen (18), nineteen (19), and twenty (20) the following:

"obtained at least once each year by the commission or an authorized representative, and compared"

and insert in lieu thereof the following:

"given by the commission; but in every case they shall be preserved by the commission or its authorized representative until they shall have compared them".

A. T. BROOKINS.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate File No. 199, and House Files Nos. 249, 101, 120, 241, 93, 49, 340, 169, 198, and 331.

BILL SENT TO THE GOVERNOR

Senator Stanley from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 30th day of March, 1925, sent to the Governor for his approval, Senate File No. 199.

F. C. STANLEY, *Chairman*.

The report was adopted.

Senator Goodwin moved that the Senate adjourn until 7:30 p. m. today.

Senator Brookhart moved to amend by making the time 9:30 a. m. Tuesday.

The amendment was lost.

The motion prevailed and the Senate adjourned until 7:30 p. m. today.

EVENING SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

By unanimous consent on request of Senator Kimberly Senator Rees was excused on account of illness.

REPORT OF THE SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee wish to report the following bills out on the calendar.

Senate File No. 294 by Browne.

House Files Nos. 296 by Stepanek; 288 by Held; 151 by Noble; 81 by Stepanek.

J. D. BUSER, *Chairman*.

Report adopted.

HOUSE MESSAGES CONSIDERED

House File No. 251, a bill for an act to repeal sections one hundred twenty-seven (127) and one hundred twenty-eight (128) of

chapter ten (10), and section two hundred thirty-two (232) of chapter fifteen (15), and to amend section two hundred forty-six (246) of chapter sixteen (16), of the Code, 1924, relating to the compilation and distribution of the Biennial Report of expenditures by the Auditor of State.

Read first and second time and referred to sifting committee.

House File No 375, a bill for an act to amend section thirty-seven hundred sixty-three (3763) and section thirty-seven hundred sixty (3760), of the Code, 1924, relating to the selling price of supplies, materials and articles manufactured by convict labor within the state.

Read first and second time and referred to sifting committee.

House File No. 369, a bill for an act to amend chapter three hundred thirty-three (333) of the Code, 1924, by adding thereto two sections relating to the taxation of shares of stock of banks and trust companies and the payment of the tax thereon by the corporations, and the recovery of the amount paid by the corporation from the stockholders.

Read first and second time and referred to sifting committee.

House File No. 313, a bill for an act to repeal section sixty-eight hundred ninety-nine (6899) of the Code, 1924, relating to assessments for cost of street improvements and sewers, and enacting a substitute therefor.

Read first and second time and referred to sifting committee.

House File No. 374, a bill for an act to amend sections one thousand five hundred fifty-two (1552), one thousand five hundred fifty-seven (1557), one thousand five hundred seventy-six (1576), one thousand five hundred seventy-seven (1577) and to repeal section one thousand five hundred fifty-nine (1559) of the Code, 1924, and to enact a substitute therefor, all relating to the sale of cigarettes, cigarette papers and tobacco.

Read first and second time and referred to sifting committee.

House File No. 355, a bill for an act to repeal section eighty-six hundred thirty-two (8632), of the Code, 1924, and to enact a sub-

stitute therefor, relating to the examination of insurance companies and the payment of expenses incident thereto.

Read first and second time and referred to sifting committee.

House File No. 388, a bill for an act to amend the law as it appears in section seven hundred ninety (790) of the Code, 1924, relating to the publication of lists of nominations.

Read first and second time and referred to sifting committee.

House File No. 254, a bill for an act to amend section eleven thousand seven hundred ninety-nine (11799) of the Code, 1924, pertaining to record of junior liens.

Read first and second time and referred to sifting committee.

House File No. 321, a bill for an act to repeal section eleven thousand forty-four (11044), Code, 1924, and to enact a substitute therefor relative to the jurisdiction of courts in actions to collect assessments from members of insurance associations organized under the provisions of chapter four hundred six (406), Code, 1924.

Read first and second time and referred to sifting committee.

House File No. 96, a bill for an act to amend section thirteen thousand thirty-seven (13037) of the Code, 1924, relating to embezzlement of mortgaged property.

Read first and second time and referred to sifting committee.

House File No. 285, a bill for an act to amend section forty-six hundred forty-one (4641) of the Code, 1924, relating to county engineers.

Read first and second time and referred to sifting committee.

House File No. 391, a bill for an act to legalize the proceedings of the town council of the incorporated town of Ossian, Winneshiek County, Iowa, so far as they cover the passage of Ordinance No. 74 entitled "An Ordinance granting a franchise to Harry Bullard, for himself, his assigns and successors, to erect, operate and maintain in the town of Ossian, Winneshiek County, Iowa, for a period of twenty-five (25) years, an electric light and power

plant, and for that purpose grant the privilege, right, power and authority to use the streets, avenues, alleys and other public places of the said town of Ossian, for the erection of poles, wires and other appliances, apparatus and connections, for the purpose of producing, receiving and distributing electricity for light, heat and power for municipal, commercial, domestic and manufacturing uses.”

Read first and second time and referred to sifting committee.

House File No. 390, a bill for an act to reimburse Hardin County, Iowa, for money expended in the care of a State patient at the State Hospital for the Insane at Independence, and making an appropriation to pay the same.

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

House File No. 135, a bill for an act to compensate Captain Charles L. Dunn for services rendered pursuant to call into active service of the Iowa National Guard by the Governor of Iowa, April 12, 1917.

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

Senator Stoddard moved that the Senate proceed to call the calendar and any bills not taken up be allowed to retain their places on the calendar, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Gilchrist Senate File No. 169, a bill for an act to prohibit the use of as food Oleomargarine or other butter substitute in certain State institutions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Roberts offered the following amendment and moved its adoption:

Amend by striking the period (.) at the end thereof and adding the following: “, except the state penitentiaries at Anamosa and Ft. Madison, the Women’s Reformatory at Rockwell City, and the state hospitals for the insane.”

Senator Shane moved the previous question, which motion prevailed.

The amendment was lost.

Senator Gilchrist moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Clearman	Johnston	Schmedika
Benson	Dean	Kern	Shaff
Bergman	Dotts	Kimberly	Shane
Bowman	Ellis	Langfitt	Shinn
Breakenridge	Fackler	McLeland	Skromme
Brookins	Gilchrist	Mills	Slemmons
Buser	Goodwin	Nelson	Snook
Campbell	Gunderson	Perkins	Stanley
Cavanaugh	Hartman	Rigby	Stoddard
Cessna	Horchem	Romkey	White
Clark			

Nays, 1.

Haskell

Absent or not voting, 8.

Brookhart	Darting	Ramsey	Rees
Browne	Fulton	Reed	Roberts

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

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard Senate File No. 277, a bill for an act to create a commission to locate the unmarked graves of soldiers and sailors who served in the war of the American Revolution, and who are buried in this state; to define the powers of said commission; to authorize the erection of a monument or marker over such graves; and to make an appropriation therefor, a committee bill, was taken up and considered.

Senator Shinn offered the following amendment and moved its adoption:

Amend by striking out section 8, and renumbering the remaining sections.

- The amendment was lost.

The bill was read for information.

Senator Ellis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clearman	Kern	Schmedika
Benson	Dotts	Kimberly	Shaff
Bergman	Ellis	McLeland	Shane
Bowman	Gilchrist	Mills	Skromme
Breakenridge	Goodwin	Nelson	Slemmons
Brookins	Hartman	Perkins	Snook
Buser	Haskell	Rigby	Stanley
Campbell	Horchem	Roberts	Stoddard
Cavanaugh	Johnston	Romkey	White
Clark			

Nays, none.

Absent or not voting, 13.

Brookhart	Dean	Gunderson	Reed
Browne	Fackler	Langfitt	Rees
Cessna	Fulton	Ramsey	Shinn
Darting			

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

Senator Ellis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Buser Senate File No. 269, a bill for an act to amend, revise and codify sections one thousand five hundred seventy-four (1574) and one thousand five hundred seventy-five (1575) of the Code of 1924, relating to the preparation, delivery and sale of cigarette stamps, the redemption of unused stamps, the disposition of spoiled stamps and the refund due and an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Clearman	Kern	Shaff
Bergman	Dotts	Kimberly	Shane
Bowman	Ellis	McLeland	Shinn
Breakenridge	Gilchrist	Mills	Skromme
Brookins	Goodwin	Nelson	Slemmons
Buser	Gunderson	Perkins	Snook
Campbell	Hartman	Rigby	Stanley
Cavanaugh	Haskell	Roberts	Stoddard
Cessna	Horchem	Romkey	White
Clark	Johnston	Schmedika	

Nays, none.

Absent or not voting, 11.

Benson	Darting	Fulton	Reed
Brookhart	Dean	Langfitt	Rees
Browne	Fackler	Ramsey	

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

Senator Campbell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh Senate File No. 194, a bill for an act to amend, revise, and codify section fifty-three hundred sixty-seven (5367), Code 1924, relating to the power of the board of supervisors to contract for hospital wards in public or private hospitals and to authorize a levy therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Brookins	Clark	Gilchrist
Benson	Campbell	Clearman	Goodwin
Bergman	Cavanaugh	Dotts	Gunderson
Breakenridge	Cessna	Ellis	Hartman

Haskell
Horchem
Johnston
Kern
Kimberly

McLeland
Mills
Nelson
Perkins
Rigby

Roberts
Romkey
Shaff
Shane
Skromme

Slemmons
Snook
Stanley
Stoddard
White

Nays, none.

Absent or not voting, 14.

Bowman
Brookhart
Browne
Buser

Darting
Dean
Fackler
Fulton

Langfitt
Ramsey
Reed

Rees
Schmedika
Shinn

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

Senator Cavanaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Schmedika House File No. 81, a bill for an act legalizing certain franchises of Iowa River Light and Power Company in the towns of Steamboat Rock, Union, Beaman, New Providence, Whitten, Conrad, Hubbard, Radcliffe, Liscomb and Eldora in the state of Iowa, having been ordered on the calendar, was taken up and considered.

The bill was read for information.

Senator Schmedika moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird
Benson
Bergman
Bowman
Breakenrige
Brookins
Buser
Campbell
Cavanaugh
Cessna

Clark
Clearman
Dean
Dotts
Ellis
Fackler
Gilchrist
Goodwin
Gunderson
Hartman

Haskell
Horchem
Johnston
Kern
Kimberly
McLeland
Nelson
Perkins
Rigby
Roberts

Romkey
Schmedika
Shane
Shinn
Skromme
Slemmons
Snook
Stanley
Stoddard
White

Nays, none.

Absent or not voting, 10.

Brookhart
Browne
Darting

Fulton
Langfitt
Mills

Ramsey
Reed

Rees
Shaff

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

Senator Schmedika moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Dean Senate File No. 282, a bill for an act to protect wild plant life of the state, and to encourage conservation in the public schools of the state, and to provide penalties for the violation thereof, a committee bill, was taken up and considered.

Senator Cavanaugh offered the following amendment and moved its adoption:

Amend by striking from line 3 of section 1 the words "flower, especially such plants as" and inserting in lieu thereof the words "or flowers of the specie of"; also amend by striking the word "written" from line 10 of section 1.

The amendments were adopted.

Senator McLeland offered the following amendment and moved its adoption:

Amend by inserting the word "adult" after the word "any" in line 1 of section 1.

The amendment was lost.

Senator Cavanaugh offered the following amendment and moved its adoption:

Amend by striking from lines 5 and 6 of section 3 the following: "twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00)" and inserting in lieu thereof the following: "five dollars (\$5.00) nor more than twenty-five dollars (\$25.00)."

The amendment was adopted.

Senator Shane offered the following amendment and moved its adoption:

Amend by striking from line 6 of section 1 the words "of the land or premises of another or",

The amendment was adopted.

Senator Baird moved that the Senate adjourn until 9 a. m. Tuesday, which motion was lost.

Senator Dean offered the following amendment and moved its adoption:

Amend by striking out lines 3 and 4 of section 4 and inserting in lieu thereof the following: "Plain Talk, a newspaper published in Des Moines, Iowa, and the Sibley Gazette, a newspaper published in Sibley, Iowa."

Senator Schmedika moved the previous question, which motion prevailed.

The amendment was adopted.

Senator Shinn moved that the Senate adjourn until 9 a. m. Tuesday, which motion was lost.

Senator Dean invoked rule 8.

The bill was read for information.

Senator Dean moved that the reading just had be considered the third reading, which prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 21.

Bergman	Dotts	Johnston	Romkey
Breakenridge	Ellis	Kimberly	Shaff
Campbell	Goodwin	Mills	Skromme
Cavanaugh	Haskell	Perkins	Stanley
Clark	Horchem	Roberts	White
Dean			

Nays, 17.

Baird	Gilchrist	Nelson	Shinn
Bowman	Gunderson	Rigby	Slemmons
Buser	Hartman	Schmedika	Snook
Cessna	McLeland	Shane	Stoddard
Fackler			

Absent or not voting, 12.

Benson	Browne	Fulton	Ramsey
Brookhart	Clearman	Kern	Reed
Brookins	Darting	Langfitt	Rees

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

S. F. 155 WITHDRAWN

By unanimous consent Senator Ellis withdrew Senate File No. 155 from further consideration.

SUBSTITUTE FOR SENATE FILE NO. 159

(With adopted amendments incorporated)

A BILL FOR

An Act to amend sections forty-seven hundred eight (4708), forty-seven hundred nineteen (4719), forty-seven hundred thirty-six (4736), and forty-seven hundred thirty-eight (4738) of the Code, 1924, relating to special assessments for hard surfacing primary roads, the issuance of certificates in anticipation of the primary road fund, the maintenance of primary roads and the purchase of material and machinery for roads; to create a primary road development fund and provide for the expenditure thereof, to prohibit additions to the primary road system until after the present system is completed, and to provide for the purchase of road machinery or material.

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

Section 1. That section forty-seven hundred thirty-six (4736) of the Code, 1924, is hereby amended by striking paragraphs one and two and substituting in lieu thereof the following:

"The highway commission shall have general authority and supervision over the maintenance of the primary roads outside of cities and towns and along the corporate limit lines thereof, and are hereby instructed to cooperate with the various county boards of supervisors to provide and establish an economical policy of primary road maintenance. In case of disagreement as to policy between the highway commission and the county boards of the various counties the decision of the highway commission as to policy shall be final.

Bills for said work shall be prepared and shall designate the amounts properly chargeable to the individual counties of the state and shall be paid from the counties' allotment of the primary road fund."

Sec. 2. That section forty-seven hundred thirty-eight (4738) of the Code, 1924, is hereby amended by adding to the end thereof the following:

"Road machinery purchased by any county out of the primary road fund, and government trucks or tractors used by any county for maintaining primary roads shall be available for use by the highway commission in maintaining the primary roads of said county."

Sec. 3. Before the primary road fund in any year is allotted among the counties, the federal aid road fund for said year and an equal amount of state funds derived from motor vehicle license fees shall be set aside to constitute the primary road development fund. Said primary road development fund shall be allotted among said counties of the state in the same manner that the primary road funds are now required to be allotted among said counties.

Sec. 4. The primary road development fund shall be spent under the jurisdiction of the state highway commission for the improvement of the primary roads of the county to which it is allotted.

The maturing interest and principal of primary road bonds issued by any county may be paid from the county's allotment of the primary road fund, or, so far as it lawfully may be done, from the county's allotment of the primary road development fund. Whenever any of said bonds or interest thereon are about to mature the commission shall prepare a voucher in favor of the county treasurer, and drawn against the said county's allotment of the primary road fund or primary road development fund. Said voucher shall be paid in the same manner as other claims payable from said funds. The funds so received by the county treasurer shall be used for paying the maturing interest and principal of primary road bonds, and for no other purpose.

In the expenditure of said fund the commission shall have power to receive bids, award and execute contracts, and proceed with the construction work, subject to provisions of section five (5) hereunder. All the provisions of the primary road law, insofar as the same are applicable, shall apply to the work done and funds expended hereunder.

Sec. 5. The highway commission shall, prior to the making of any contract involving expenditures from the primary road development fund, file with the board of supervisors detailed plans and specifications, including the estimated cost, the character of the improvement proposed, the character of the surface, if any, and the proposed form of contract to be made. Within five days after the making of any such contract, the highway commission shall file a copy thereof with the board of supervisors, accompanied by the commission's estimate of additional expenditures above the amount provided in the contract for the work to be performed. For a period of fifteen days after the filing of either of the foregoing, the board of supervisors shall have the right to object to the same or to any part thereof. The objection must be in writing, filed with the highway commission, and setting forth the objections with reasonable particularity. If objections are filed, the commission shall meet promptly with the board of supervisors at the county seat to hear the objections. After such hearing the commission may make such changes, if any, as the conditions justify.

Upon the completion of any project or contract to be paid for from the primary road development fund the commission shall file with the board of supervisors a report thereof together with a statement of the total cost of the project. In case the project extends to roads in more than one county the statement shall provide an equitable distribution of the cost as between the counties affected.

Provided further that the cost of all federal aid projects shall be paid from the primary road development fund.

The commission shall file, on or before the first day of each and every month, a detailed statement showing the following:

1. The balance on hand at the time of filing the last detailed statement.

2. All expenditures for the preceding month from the county's allotment of the primary road fund.

3. A detailed statement of all expenditures from the county's allotment of the primary road development fund.

4. The balance on hand of the county's allotment in each of said funds at the time of the making of the statement. On or before the first day of January each year, the commission shall file a detailed statement of the primary road and primary road development funds showing both the receipts and expenditures during the preceding year, and the balance on hand in each fund.

Sec. 6. Section forty-seven hundred eight (4708) of the Code, 1924, is hereby amended as follows:

(a) By striking from line two (2) the words "Of twenty-five per cent".

(b) By striking from lines eight (8) and nine (9) the words "over and above twelve and one-half per cent".

(c) By inserting a period after the first word "bonds" in line thirteen (13) and striking from lines thirteen (13) and fourteen (14) the words "or other bonds voted by such counties", and substituting the following in lieu thereof: "Any county in which special assessments for hard surfacing have heretofore been levied, may, for the purpose of refunding such assessments, issue primary road bonds under the provisions of chapter two hundred forty-one (241) of the Code, 1924."

(d) By striking the period at the end of section forty-seven hundred eight (4708) of the Code, 1924, and adding the following:

" , or as may be determined by boards of supervisors in case no agreement is reached by such parties".

(e) That the law, as it appears in chapter two hundred forty-one (241) of the Code, 1924, be and the same is hereby amended as follows:

Amend section four thousand six hundred ninety-four (4694) of said chapter by inserting immediately following the word "surface" where it appears in line eleven (11) thereof the words "or gravel"; also insert immediately following the word "surfacing" where it appears in lines twenty-three (23), fifty-four (54), sixty-four (64), eighty-six (86), eighty-nine (89) and ninety-eight (98) of said section the words "or graveling"; also amend said section by inserting in line forty-six (46), immediately following the word "improvement" where it first appears therein, a period (.) and by striking all the balance of said paragraph to and including line fifty-two (52).

Amend section four thousand six hundred ninety-seven (4697) of said chapter by inserting following the word "surfacing" where it appears in line fifteen (15) the words "or graveling"; also amend said section by inserting immediately before the word "all" where it appears in line thirty-three (33) of said section the following: "When the primary road is to be hard surfaced"; also amend said section by inserting immediately following the period (.) where it appears in line fifty-five (55) of said section the following: "When the primary road is to be graveled all real estate lying upon and immediately adjacent to each side of the highway, and constituting two continuous zones each one hundred and

sixty (160) rods in width, measured from the center of the highway, shall be included within each district."

Amend section four thousand seven hundred and two (4702) of said chapter by inserting immediately following the first paragraph thereof the following paragraph:

"Claims for graveling portions of the primary road system shall be paid in the same manner as is the cost of hard surfacing except that the cost of graveling shall be paid to the extent of seventy-five per cent (75%) of the total cost thereof from the county's allotment of the primary road fund and the balance shall be paid with special assessment or road certificates or with the proceeds therefrom."

Also amend section four thousand seven hundred and seven (4707) of said chapter by striking the period (.) where it appears in line thirty-three (33) thereof and by adding immediately thereafter the following: "in cases of hard surfacing and twenty-five per cent of the total expense of said improvement in cases of graveling."

Amend section four thousand seven hundred and eleven (4711) of said chapter by striking from lines three (3) and four (4) thereof the word "one-eighth".

Amend section four thousand seven hundred twelve (4712) of said chapter by inserting after the comma (,) in line four (4) thereof the following: "and twenty-five per cent of the total cost of graveling"; also strike from lines nine (9) and fourteen (14) the words "hard surfacing" and substitute in lieu thereof the word "improvement"; also strike from lines seventeen (17) and eighteen (18) of said section the words "twelve and one-half per cent of the total cost" and substitute in lieu thereof the word "assessment".

Amend section four thousand seven hundred sixteen (4716) of said chapter by striking from line four (4) the words "hard surfacing" and by substituting in lieu thereof the word "improvement".

Amend section four thousand seven hundred nineteen (4719) of said chapter by inserting immediately following the comma (,) in line three (3) thereof the word "graveling".

Amend section four thousand seven hundred twenty (4720) by inserting immediately before the word "hard" where it appears in lines two (2) and thirty-four (34) thereof the words "graveling and".

Amend section four thousand seven hundred twenty-seven (4727) of said chapter by inserting immediately before the word "hard" where it appears in lines two (2), ten (10), forty-eight (48) and fifty-four (54) thereof the words "gravel or".

Amend section four thousand seven hundred thirty-four (4734) by inserting immediately before the word "hard" where it appears in lines three (3), forty-five (45) and fifty-three (53) the words "or graveling"; also amend said section by inserting immediately following the period (.) in line one hundred and nine (109) the following: "If the improvement is for graveling a county boundary line road that portion of the total cost thereof not specially assessable, to wit, seventy-five per cent,

shall be taken equally from each county's apportionment of the primary road fund. If the improvement is the graveling of a paralleling or angling road, said seventy-five per cent of the total cost shall be taken wholly from the apportionment of the county wherein the paralleling or angling road is located."

Amend section four thousand seven hundred thirty-five (4735) of said chapter by inserting immediately before the word "hard" where it appears in lines seven (7) and ten (10) the words "graveling or".

Amend section four thousand seven hundred thirty-six (4736) of said chapter by inserting immediately before the word "hard" where it appears in line nine (9) the words "or gravel"; also insert immediately before the word "hard" where it appears in lines thirteen (13) and twenty-eight (28) the words "graveling or".

Also amend said chapter by inserting immediately following section four thousand seven hundred forty-four (4744) the following:

"Section 4744-a. Whenever any part of the cost of the improvement of any portion of the primary road system is paid by special assessments, as in this chapter provided, the state highway commission shall at the time it certifies the portion of the cost of said improvement to be paid from the county's allotment of the primary road fund, certify to the auditor of state the total amount of the special assessments for such improvement in the assessment district. The auditor of state shall, at once, upon receipt of said certificate issue a warrant equal in amount to the total special assessment so certified. Such warrants shall be payable to the treasurer of the county in which the assessment district is located, and shall be paid by the treasurer of state from the county's allotment of the primary road fund. The money so received by the county treasurer shall be deposited by him in a special road fund to be expended by order of the board of supervisors for the improvement of all county and township roads located within the assessment district for which the money was paid. If all of the money so received is not required for the improvement of the roads in that assessment district, any balance remaining shall be expended for the improvement of such roads extending into adjoining districts. Whenever any assessment district lies in more than one county and the boards of supervisors are unable to agree on its limits, or which county shall construct the improvement, either board may apply to the state highway commission for a decision in the matter. Said commission shall determine any matter so submitted to it, and its order shall be final."

Sec. 7. The state highway commission is authorized to purchase road material for primary roads, after receiving competitive bids, and to pay for same out of the primary road development fund, or they may purchase road machinery or material for any county on proper resolution passed by the board of supervisors requesting the highway commission to do so, and in such event such material or machinery shall be paid for out of the allotment of the primary road fund for such counties.

Sec. 8. The state may purchase or condemn any private, real or personal property, including manufactured or processed commodities

that may be needed for the construction, maintenance or repair of the highways of the state, and where condemnation proceedings are instituted they shall be conducted under the provisions of chapters three hundred sixty-five (365) and three hundred sixty-six (366) of the Code, 1924.

Sec. 9. This act shall take effect on November 30, 1925, and be in force thereafter.

On motion of Senator Gunderson the Senate adjourned until 9 a. m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 31, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by the Rev. LeRoy C. Cooley, pastor of the First Presbyterian church, Winterset, Iowa.

On motion of Senator Clark, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

A petition was presented by Senator Stoddard, from voters of Woodbury county, favoring legislation to regulate the use of the public highways by trucks, busses, and other motor vehicles operating for hire, and referred to the committee on motor vehicles.

HOUSE CONCURRENT RESOLUTION NO. 17

Whereas, farm lands and real estate are bearing an excessive share of the burdens of government out of all proportion to the earning capacity, and

Whereas, the Fortieth General Assembly in extra session seeking to remedy this inequality, revised the statute regarding valuation for assessment to read as follows:

"7109. Actual, assessed, and taxable value. All property subject to taxation shall be valued at its actual value which shall be entered opposite each item, and, except as otherwise provided, shall be assessed at twenty-five per cent of such actual value. Such assessed value shall be taken and considered as the taxable value of such property upon which the levy shall be made. In arriving at said actual value the assessor shall take into consideration its productive and earning capacity, if any, past, present, and prospective, its market value, if any, and all other matters that affect the actual value of the property; and the burden of proof shall be upon any complainant attacking such valuation as excessive, inadequate, or inequitable." Now, therefore,

Be It Resolved by the House, the Senate concurring, That the executive council be instructed to immediately recommend to the local county auditors and township assessors and all local equalizing boards that assessments be made in conformity with the provisions of this new law

and advise them that the executive council is ready to make a readjustment of valuations in conformity with this statute.

The resolution was laid over under the rules.

S. F. 216 MADE SPECIAL ORDER

Senator Brookins moved that Senate File No. 216 by Bergman be made a special order to follow Senate Files No. 310 and 311 by the motor vehicles committee.

The motion prevailed.

A division was asked for.

Senator Campbell raised the point of order that the decision had been announced.

The President held the point well taken.

Senator Shane filed the following motion:

MR. PRESIDENT: I move that all bills on the calendar be referred to the Sifting Committee except special orders, committee bills, those carrying appropriations and legalizing acts.

FRANK SHANE.

Senator Stoddard moved to amend the motion by inserting after the words "sifting committee" the words "Wednesday, April 1st".

The amendment was accepted.

On the question "Shall the motion prevail?" the vote was:

Ayes, 10.

Baird
Benson
Bergman

Dotts
Johnston
Ramsey

Reed
Shaff

Shane
White

Nays, 32.

Bowman
Brookhart
Brookins
Buser
Campbell
Cavanaugh
Clark
Clearman

Dean
Ellis
Fackler
Fulton
Gundersen
Hartman
Haskell
Kern

Kimberly
Langfitt
McLeland
Mills
Nelson
Rees
Rigby
Roberts

Romkey
Schmedika
Shinn
Skromme
Slemmons
Snook
Stanley
Stoddard

Absent or not voting, 8.

Breakenridge
Browne

Cessna
Darting

Gilchrist
Goodwin

Horchem
Perkins

The motion was lost.

S. F. 225 INDEFINITELY POSTPONED

The Senate resumed consideration of Senate File No. 225.

The report of the committee on judiciary No. 1, recommending indefinite postponement was adopted, and the bill indefinitely postponed.

CONFERENCE REPORT ADOPTED

Senator Cavanaugh moved that the following conference committee report on Senate File No. 49 be adopted:

MR. PRESIDENT: We, your conference committee, to whom was referred Senate File No. 49, for the purpose of harmonizing the difference between the House and Senate on said bill, beg leave to report we have had the same under consideration and recommend the following:

That the House amendment be stricken and that the following words be stricken from line ten (10) of section one (1) as passed by the Senate, to-wit: "in its discretion"; also change the final period (.) to a comma (,) and add: "and when a lesser than the maximum sentence is pronounced, the prisoner shall be subject to the jurisdiction of the Board of Parole."

On the question "Shall the report be adopted and concurred in?" the vote was:

Ayes, 46.

Baird
Benson
Bergman
Breakenridge
Brookhart
Brookins
Buser
Campbell
Cavanaugh
Cessna
Clark
Clearman

Darting
Dean
Dotts
Ellis
Fackler
Fulton
Gilchrist
Goodwin
Gunderson
Hartman
Haskell
Horchem

Johnston
Kern
Kimberly
Langfitt
McLeland
Mills
Nelson
Perkins
Ramsey
Reed
Rees

Rigby
Roberts
Romkey
Schmedika
Shane
Shinn
Skromme
Slemmons
Snook
Stanley
Stoddard

Nays, none.

Absent or not voting, 4.

Bowman

Browne

Shaff

White

The report was adopted and concurred in.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File No. 159.

The roll call revealed the presence of all Senators except Senator Browne.

Senator Shaff moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Buser moved, that the vote by which the bill passed to its third reading be reconsidered, which motion prevailed.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Baird	Ellis	Langfitt	Roberts
Benson	Fulton	Mills	Romkey
Bergman	Goodwin	Perkins	Shaff
Breakenridge	Haskell	Ramsey	Shane
Cavanaugh	Horchem	Reed	Stanley
Clark	Johnston	Rees	Stoddard
Clearman	Kimberly	Rigby	White
Darting			

Nays, 20.

Bowman	Cessna	Gunderson	Schmedika
Brookhart	Dean	Hartman	Shinn
Brookins	Dotts	Kern	Skromme
Buser	Fackler	McLeland	Slemmons
Campbell	Gilchrist	Nelson	Snook

Absent or not voting, 1.

Browne

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

Senator Shaff offered the following amendment to the title and moved its adoption:

Amend by striking all of the title and inserting in lieu thereof the following:

"A BILL FOR

An act to amend sections forty-six hundred ninety-four (4694), forty-six hundred ninety-seven (4697), forty-seven hundred two (4702), forty-seven hundred seven (4707), forty-seven hundred eight (4708), forty-seven hundred eleven (4711), forty-seven hundred twelve (4712), forty-seven hundred sixteen (4716), forty-seven hundred nineteen (4719), forty-seven hundred twenty (4720), forty-seven hundred twenty-seven (4727), forty-seven hundred thirty-four (4734), forty-seven hundred thirty-five (4735), forty-seven hundred thirty-six (4736), and forty-seven hundred thirty-eight (4738) and to add section forty-seven hundred forty-four-a (4744-a), of the Code, 1924, relating to special assessments for hard surfacing primary roads, the issuance of certificates in anticipation of the primary road fund, the maintenance of primary roads and the purchase of material and machinery for roads; to create a primary road development fund and provide for the expenditure thereof, to prohibit additions to the primary road system until after the present system is completed, and to provide for the purchase of road machinery or material; to the improvement of secondary roads within the assessed areas on primary roads for both hardsurfacing and graveling."

The amendment was adopted and the title as amended was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

INVITATION TO LEGISLATIVE PICNIC AT STORM LAKE

Senator Gilchrist delivered an invitation to the Senate to attend the third annual legislative picnic to be given by the Storm Lake Hospitality Club at Storm Lake on June 22, 1925.

Senator Stoddard moved that the secretary be directed to accept the invitation and thank the club for the hospitality extended, which motion prevailed.

INTRODUCTION OF BILLS

Senate File No. 323, by committee on insurance, a bill for an act to amend sections eighty-eight hundred thirty-seven (8837) and eighty-eight hundred forty-nine (8849) of chapter 402 of the Code, 1924, relating to benefits on lives of children.

Read first and second times and referred to sifting committee.

Senate File No. 324, by committee on insurance, a bill for an act to amend section eighty-seven hundred eighty-one (8781) of the Code, 1924, relating to fraternal beneficiary societies.

Read first and second times and referred to sifting committee.

Senator Brookhart raised the point of order that committee bills should go on the calendar.

The President held the point not well taken, as the resolution provides that all bills except appropriation bills shall go to the sifting committee.

THIRD READING OF BILLS

On motion of Senator Brookins, House File No. 379, a bill for an act to repeal chapter 252 of the Code, 1924, and to define motor carriers and to provide for the levy and collection of tax to be paid by such motor carriers for the maintenance and repair of highways and for the administration and enforcement of the provisions hereof, was substituted for Senate File No. 311, taken up and considered.

The following amendments filed by Senator Brookins were considered:

Amend by striking out all of section two (2) and inserting in lieu thereof the following:

Sec. 2. (a) The term "motor vehicle" when used in this act, shall mean any automobile, automobile truck, motor bus, or other self-propelled vehicle, not operated upon fixed rails or track, used for the transportation of freight or passengers for compensation between fixed termini, or over a regular route, even though there may be occasional, periodic or irregular departures from such termini or route; except those used exclusively in conveying school children to and from consolidated or other schools.

(b) The term "motor carrier", when use in this act, shall mean any person operating any motor vehicle upon any highway in this state.

(c) The term "highway", when used in this act, shall mean every street, road, bridge, or thoroughfare of any kind in this state.

(d) The term "commission" when used in this act, shall mean the board of railroad commissioners of this state.

Amend by striking out of section six (6), lines eighteen (18), nineteen (19), and twenty (20) the following:

"obtained at least once each year by the commission or an authorized representative, and compared"

and insert in lieu thereof the following:

"given by the commission; but in every case they shall be preserved by the commission or its authorized representative until they shall have compared them".

By unanimous consent on request of Senator Brookins the word "public" was inserted in line 3 of the proposed section 2 before the word "transportation".

Further action was deferred.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate File No. 270.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY PRESIDENT

The President of the Senate announced that, as President of the Senate, in the presence of the Senate, he had signed Senate File No. 270.

BILL SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 31st day of March, 1925, sent to the governor for his approval:

Senate File No. 270.

F. C. STANLEY, *Chairman.*

The report was adopted.

Senator Brookins moved that the Senate adjourn until 1:30 p. m.

Senator Stoddard moved to amend by making the hour 2 p. m. The amendment was adopted.

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

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

THIRD READING OF BILLS

The Senate resumed consideration of House File No. 379.

Senator Brookins moved that Senate File No. 310, House File No. 379, and Senate File No. 216 be made a special order for 9:30 a. m. Wednesday, which motion prevailed and further action was deferred until that time.

Senator Shinn moved that the Senate go into a committee of the whole to consider House File No. 14, which motion prevailed and the Senate went into a committee of the whole.

The Senate arose from the committee of the whole and resumed regular session.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and found correctly enrolled:

House Files Nos. 180 and 81.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File No. 56, a bill for an act to provide for the organization, operation and supervision of savings and credit associations.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 26, a bill for an act to create a commission for the blind, to define its powers and to make an appropriation therefor.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 164, a bill for an act with reference to the deposit by life insurance companies to cover the valuation of policies.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 291, a bill for an act relating to the refunding of primary road bonds.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 256, a bill for an act providing that no bond issue shall be declared carried unless at least sixty-five per cent of the votes cast thereon are favorable thereto.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 377, a bill for an act relating to the printing and sale of legal publications.

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

House Joint Resolution No. 6, providing for the appointment of a committee to consider and report upon proposed legislation relating to interstate bridges or tunnels across the Mississippi river, forming the boundary lines between Iowa and Wisconsin.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 180, a bill for an act to provide for the disposition of schoolhouses, school sites, and other real property acquired or to be acquired for school purposes, by the board of directors.

Also, that the House has concurred in the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 11, relating to a vote of thanks to be extended to the various officers of the Western Union Telegraph Company for services rendered to the Forty-first General Assembly of the state of Iowa.

Also, that the House has concurred in the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 9, authorizing the executive council to deliver the sum of one thousand dollars with interest to Emma Bahls as legal guardian for Clara Bahls, which sum is now held by the executive council as trustee.

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

House Concurrent Resolution No. 18, providing for the continuation of the services of certain officers and employees of the Forty-first General Assembly after adjournment.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION NO. 18

Resolved by the House, the Senate concurring: That the secretary of the Senate and the chief clerk of the House 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-first General Assembly and that they be authorized to select such of their respective assistants as may be necessary for such time as may be required for the purpose of correcting and certifying the records of the session and otherwise closing up the business of their respective offices.

That the secretary of the Senate and the chief clerk of the House are hereby authorized to correct the journals of the Senate and House respectively for the last day of the session.

That each of the 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 the state upon certification by the president and secretary of the Senate and the speaker and chief clerk of the House.

AMENDMENTS FILED

MR. PRESIDENT: I move to amend House File No. 68 as follows:

(1) By adding to section two (2) the following:

"When court is not in session, any judge of the district court of the district in which said action is pending shall have authority to hear said application at chambers and enter decree in vacation."

(2) By inserting after the word "notify" in line four (4) of section two (2) the words "the county attorney or it may notify".

(3) By inserting after the words "duty of" in line five (5) of section two (2) the words "the county attorney or".

(4) By inserting after the word "board" in line ten (10) of section two (2) the words "or county attorney or".

(5) By striking from section three (3) the sentence beginning with the word "where" in line 19.

(6) By renumbering section 9 to read section 10 and by inserting a new section as follows:

"Sec. 9. Where the child is a ward of the state in a state institution or is a ward of the Board of Control outside of any state institution, the consent of said board shall be first obtained and in such cases adoption shall become effective for all purposes the same as if granted by decree of court upon the execution of a written instrument signed by the parties or party consenting, which shall give the name of the parents, if known, the name of the child, if known, the name of the person adopting it, place of residence of all such persons, if known, the name by which such child is thereafter to be called, and shall also state that it is given to the person adopting for the purpose of adoption as his own.

Such instrument must also be signed by the person adopting, and be acknowledged by the parties thereto in the same manner as deeds conveying real estate are acknowledged, and shall be recorded in the re-

corder's office in the county where the person adopting resides, and be indexed with the name of the parent by adoption, as grantor, and the child as grantee, in its original name, if stated in the instrument."

C. F. JOHNSTON.

MR. PRESIDENT: I move to amend Senate File 289, section 1, line 7, by striking the period following the word "pasteurized" and adding the following:

"unless the same is produced from cows known to be free from tuberculosis as evidenced by a certificate issued within one year by a licensed veterinary."

E. W. ROMKEY.

MR. PRESIDENT: I move to amend Breakenridge's amendment to Senate File No. 289 as follows: By striking the period at the end of section 3046 and inserting in lieu thereof a comma and adding the following:

"unless the same is produced from cows known to be free from tuberculosis as evidenced by a certificate issued within one year by a licensed veterinary."

E. W. ROMKEY

MR. PRESIDENT: I move to amend House File No. 78 by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The board of supervisors of any county which by vote of the electors has prior to January first (1st), nineteen hundred twenty-five (1925), adopted a general plan of primary and county road improvements in accordance with the provisions of chapter two hundred forty-two (242), of the Code, 1924, may by resolution cancel any special assessments levied within two (2) years prior to the adoption of such general plan for the graveling of any part of the county road system which later became a part of the primary road system, and may refund any part of such assessment and interest which has been paid. Such refunds shall be paid from the counties allotment of the primary road fund."

J. D. BUSER.

MR. PRESIDENT: I move to amend House File No. 14 by striking from section 48, lines 197 and 198 the words and figures "Five Hundred Fourteen Thousand Four Hundred Twelve Dollars and Fifty cents (\$514,-412.50)" and inserting in lieu thereof the words and figures "Five Hundred Thirty-two Thousand One Hundred Sixty-two Dollars and Fifty cents (\$532,162.50)".

And further amend the same section by striking from line 200 the figures "\$438,312.50" and inserting in lieu thereof the figures "\$456,062.50".

GEO. CLEARMAN.

The journal of March 30th was corrected and approved.

Senator Gilchrist moved that the Senate adjourn until 9 a. m. Wednesday.

Senator Goodwin moved to amend by making the time 7:30 p. m. tonight.

The amendment was lost.

Senator Campbell moved to amend by making the time 7:31 p. m. tonight.

The amendment was lost.

The motion prevailed and the Senate adjourned until 9 a. m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 1, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. Leonard A. Spooner, pastor of the First Congregational church of Atlantic, Iowa.

On motion of Senator Ellis, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

The following petitions were presented and referred to the committees designated:

By Senator Skromme, from citizens of Boone, favoring House Files Nos. 379 and 380, relating to motor vehicles. Motor vehicles.

By Senator Hartman, from citizens of Castalia and Postville, protesting House File No. 297, relative to appointment of superintendent of public instruction. Schools.

By Senator Hartman, from Independent School District of West Union, protesting repeal of state aid for schools. Appropriations.

By unanimous consent on request of Senator Breakenridge, the committee on drainage was excused.

HOUSE MESSAGES CONSIDERED

House Joint Resolution No. 6, a joint resolution providing for the appointment of a committee to consider and report upon proposed legislation relating to interstate bridges or tunnels across the Mississippi River, forming the boundary lines between Iowa and Wisconsin.

Read first and second times and referred to sifting committee.

House File No. 377, a bill for an act to amend, revise, and codify section two hundred sixty-five (265) of the Code 1924, relating to the printing and sale of legal publications.

Read first and second times and referred to sifting committee.

House File No. 256, a bill for an act providing that no bond issue shall be declared carried unless at least sixty-five per cent of the votes cast thereon are favorable thereto.

Read first and second times and referred to sifting committee.

INTRODUCTION OF BILLS

Senate File No. 325, by committee on appropriations, a bill for an act making an appropriation to compensate Dr. Paul E. Gibson of Monticello, Iowa, for professional services rendered, and to the John McDonald hospital of Monticello, Iowa, for services rendered and sundries furnished to Jack Noble, a person under the jurisdiction of the Board of Parole.

Read first and second times and placed on the calendar.

Senate File No. 326, by committee on appropriations, a bill for an act to provide for an exhibit of the arts, industries, and resources of the state of Iowa, at the Sesquicentennial International Exposition to be held in the city of Philadelphia, Pennsylvania, in the year 1926, and to make an appropriation therefor.

Read first and second times and placed on the calendar.

Senate File No. 327, by committee on drainage, a bill for an act to authorize changes in levees, ditches, and drains after the establishment of the drainage or levee district and prior to the completion of the drainage improvement and to provide the procedure therefor.

Read first and second times and referred to sifting committee.

REPORTS OF COMMITTEES

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 318, a bill for an act making an appropriation

to compensate W. W. Hinshaw of Iowa City, Iowa, for injuries sustained by him in the line of duty while serving in the headquarter's company of the Iowa National Guard at Camp Dodge on October 13, 1919, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend by adding as section 2 the following:

Sec. 2. This act being deemed of immediate importance shall be effective and in full force and effect after its publication in the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Tribune, a newspaper published in the city of Sioux City, Iowa.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 390, a bill for an act to reimburse Hardin county, Iowa, for money expended in the care of a state patient at the state hospital for the insane at Independence, and making an appropriation to pay the same, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 266, a bill for an act making an appropriation for the purchase and erection of suitable markers to mark the permanent training encampment places in the United States during the Spanish American War of regiments of Iowa soldiers, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 320, a bill for an act making an appropriation for Roy De Groat because of injuries sustained by him while performing services while an inmate of the State Reformatory at Anamosa, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 295, a bill for an act to provide an appropriation of \$1200 to indemnify Joseph J. Roeder of Cedar Falls, Iowa, for damages sustained as a result of an injury while a student in the manual arts department of the Iowa State Teachers' College, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 319, a bill for an act to reimburse Edgar R. Harlan, Curator of the State Historical Department for expenses incurred in attending the American Library Association meeting at Hot Springs, Arkansas, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 55, a bill for an act to appropriate \$6,520.86 for the purpose of paying drainage assessments against state owned land in connection with the drainage of Mud Lake, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File No. 113, a bill for an act with reference to the investment of funds of life insurance companies and associations.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 91, a bill for an act relating to public drainage improvements.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 134, a bill for an act relating to children born out of wedlock.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 180, a bill for an act relating to the regulations concerning the safety, installation, equipment and maintenance of passenger and freight elevators.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your Sifting Committee wish to report the following bills out on the calendar:

Senate File No. 221 by Brookhart (by Request).

House Files Nos. 391 by House Sifting Committee, 278 by Elliott, and 147 by Stepanek.

J. D. BUSER, *Chairman.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 26, 56, and 164.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 26, 56 and 164, and House Files Nos. 81 and 180.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 1st day of April, 1925, sent to the governor for his approval:

Senate Files Nos. 26, 56, and 164.

F. C. STANLEY, *Chairman.*

The report was adopted.

RESOLUTION

Senator Skromme offered the following resolution and moved its adoption:

Be It Resolved by the Senate, that a vote of thanks be extended to the Law Department and the Economics and Sociology Department of the State Library for the efficient, competent, accurate and beneficial service and courteous treatment rendered to the Forty-first General Assembly of the State of Iowa.

And, further that a copy of this resolution be prepared and signed by the Secretary of the Senate, and forwarded to the respective Heads of the Departments, and one copy each to the individual employees of said Departments.

The resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Haskell, House File No. 78, a bill for an act empowering county boards of supervisors in certain cases to cancel special assessments made for graveling roads and to refund money collected on account of such assessments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The board of supervisors of any county which by vote of the electors has prior to January first (1st), nineteen hundred twenty-five (1925), adopted a general plan of primary and county road improvements in accordance with the provisions of chapter two hundred forty-two (242), of the Code, 1924, may by resolution cancel any special assessments levied within two (2) years prior to the adoption of such general plan for the graveling of any part of the county road system which later became a part of the primary road system, and may refund any part of such assessment and interest which has been paid. Such refunds shall be paid from the county's allotment of the primary road fund."

The amendment was adopted.

The bill was read for information.

Senator Haskell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Benson	Darting	Kern	Schmedika
Bergman	Dean	Kimberly	Shaff
Brookhart	Dotts	Langfitt	Shane
Brookins	Fackler	McLeland	Shinn
Buser	Fulton	Nelson	Skromme
Campbell	Goodwin	Perkins	Slemmons
Cavanaugh	Hartman	Rees	Snook
Cessna	Haskell	Rigby	Stoddard
Clark	Horchem	Romkey	White
Clearman	Johnston		

Nays, none.

Absent or not voting, 12.

Baird	Browne	Gunderson	Reed
Bowman	Ellis	Mills	Roberts
Breakenridge	Gilchrist	Ramsey	Stanley

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, House File No. 130, a bill for an act to give the state board of control certain duties for the protection of defective, delinquent, dependent and neglected children; to authorize said board to appoint a superintendent of child welfare, fix his term of office and define his duties; to provide for co-operation with other state institutions; to fix the salary of such superintendent and provide for his assistants; and making an appropriation to cover the salaries and traveling expenses of such superintendent and assistants, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking out the word "be" in line two (2) of section three (3) and inserting the following: "not exceed".

The amendment was adopted.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Dean	Johnston	Rigby
Benson	Dotts	Kern	Roberts
Bergman	Ellis	Kimberly	Shaff
Breakenridge	Fulton	Langfitt	Shane
Brookhart	Gilchrist	McLeland	Skromme
Brookins	Goodwin	Perkins	Snook
Campbell	Gunderson	Ramsey	Stanley
Cavanaugh	Hartman	Reed	Stoddard
Cessna	Haskell	Rees	White
Clark	Horchem		

Nays, 2.

Buser Shinn

Absent or not voting, 10.

Bowman	Darting	Nelson	Schmedika
Browne	Fackler	Romkey	Slemmons
Clearman	Mills		

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

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brookins the Senate resumed consideration of House File No. 379, a bill for an act to repeal chapter 252 of the Code, 1924, and to define motor carriers and to provide for the levy and collection of tax to be paid by such motor carriers for the maintenance and repair of highways and for the administration and enforcement of the provisions hereof was taken up and considered.

The following amendment offered by Senator Brookins was considered:

Amend by striking out all of section two (2) and inserting in lieu thereof the following:

Sec. 2. (a) The term "motor vehicle" when used in this act, shall mean any automobile, automobile truck, motor bus, or other self-propelled vehicle, not operated upon fixed rails or track, used for the public transportation of freight or passengers for compensation between fixed

termini, or over a regular route, even though there may be occasional, periodic or irregular departures from such termini or route; except those used exclusively in conveying school children to and from consolidated or other schools.

(b) The term "motor carrier", when use in this act, shall mean any person operating any motor vehicle upon any highway in this state.

(c) The term "highway", when used in this act, shall mean every street, road, bridge, or thoroughfare of any kind in this state.

(d) The term "commission" when used in this act, shall mean the board of railroad commissioners of this state."

By unanimous consent on request of Senator Brookins, the following amendments to the amendment were adopted:

Amend by inserting in line 7 of the proposed section 2 after the words "except those" the following "busses owned by school corporations and".

Also amend by striking the words "consolidated or other" from the last line of paragraph (a) of the proposed section 2.

The amendment was adopted.

The following amendment offered by Senator Brookins was considered:

Amend by striking out of section six (6), lines eighteen (18), nineteen (19), twenty (20), and twenty-one (21) the following: "obtained from the commission. They shall be examined at least once a year by the Commission or an authorized representative, and compared"; and inserting in lieu thereof the following: "given by the commission; but in every case they shall be preserved by the Commission or its authorized representative until they shall have compared them".

The amendment was adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend as follows:

Strike from section seven (7), line eight (8) the words "Treasurer of State" and substitute therefor the word "Commission".

The amendment was adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend section eight (8) by including the following as an additional paragraph:

"The Commission shall, on the last day of each month, remit to the

Treasurer of State all moneys collected under this act during such month."

The amendment was adopted.

Senator Kern offered the following amendment and moved its adoption:

Amend by striking the period at the end of section 2 (a) and inserting in lieu thereof a comma and by adding the following: "or those used by retail dealers and farm trucks used exclusively for farm purposes."

The amendment was lost.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by inserting in line 7 of section 11 after the words "equal to" the words "one-fourth of".

The amendment was adopted.

Senator Stoddard withdrew the following amendment previously filed:

Amend as follows: Strike out all of section eleven (11) and insert in lieu thereof the following: "This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Tribune, a newspaper published in the city of Sioux City, Iowa."

Senator Bowman moved that the vote on the bill be not taken until after Senate File No. 216 had been considered by the Senate.

The motion was lost.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Brookins	Clearman	Fulton
Benson	Cavanaugh	Darting	Gilchrist
Bergman	Cessna	Dotts	Goodwin
Breakenridge	Clark	Ellis	Hartman

Horchem
Johnston
Kimberly
Langfitt
Mills

Perkins
Ramsey
Reed
Rees
Rigby

Roberts
Shaff
Shane
Slemmons
Stanley

Stoddard
White

Nays, 12.

Brookhart
Buser
Dean

Fackler
Gunderson
McLeland

Nelson
Romkey
Schmedika

Shinn
Skromme
Snook

Absent or not voting, 5.

Bowman
Browne

Campbell

Haskell

Kern

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

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brookins, House File No. 380, a bill for an act to provide for the supervision and regulation by the board of railroad commissioners of this state, of persons engaged in the public transportation of persons or property for hire by motor vehicles and for the enforcement of this act, and punishment for violation of the provisions hereof, was substituted for Senate File No. 310, taken up and considered.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by inserting after the word "carrier" in line one (1) of section thirteen (13) the words "except within cities and towns".

Senator Stoddard withdrew the amendment.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking out all of section nineteen (19) and inserting the following:

"This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Journal, a newspaper published in the city of Sioux City, Iowa."

Senator Stoddard withdrew the amendment.

Senator Cessna offered the following amendment and moved its adoption:

Amend by striking from lines 3 and 4 of section 2 the words "to provide for a periodic inspection of the equipment of every motor carrier".

Senator Cessna withdrew the amendment.

Senator Cessna offered the following amendment and moved its adoption:

Amend by striking from lines 3 and 4 of section 2 the words "to provide for a periodic inspection of the equipment of every motor carrier" and inserting in lieu thereof the following: "under sub-section 1 of section 5104 of chapter 252".

Senator Brookins offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding: "and by striking the comma after the word "carrier" in line 3 and inserting in lieu thereof a semi-colon."

Senator Fulton offered the following amendment as a substitute for all pending amendments and moved its adoption:

Amend by striking from lines 2 and 3 of section 2 the words "supervise and regulate every motor carrier, to provide for" and inserting in lieu thereof the word "require".

The substitution was made.

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from line 34 of section 15 the word "thirty-five" and inserting in lieu thereof the word "thirty".

The amendment was adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend section 1 by inserting after the word "those" in line 8 the words "owned by school corporations and"; also by striking from lines 8 and 9 the words "consolidated or other".

The amendment was adopted.

Senator Bowman offered the following amendment and moved its adoption:

Amend by striking the word "and" and inserting in lieu thereof the word "or" where same appears in line 4 of section 4, line 4 of section 5, line 9 of section 5, line 11 of section 5, and line 2 of section 11.

Senator Cavanaugh offered the following amendment as a substitute and moved its adoption:

Amend by striking the word "and" where same appears in line 4 of section 4, line 4 of section 5, line 9 of section 5, line 11 of section 5, and line 2 of section 11 and inserting in lieu thereof the words "or/and".

Senator Shane moved the previous question on the amendment and substitute amendment, which motion prevailed.

The substitution was lost.

Senator Bowman invoked rule 8.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 18.

Bowman	Dotts	Kimberly	Schmedika
Brookhart	Gilchrist	McLeland	Shinn
Buser	Gunderson	Nelson	Skromme
Clearman	Hartman	Romkey	Snook
Dean	Kern		

Nays, 31.

Baird	Clark	Johnston	Roberts
Benson	Darting	Langfitt	Shaff
Bergman	Ellis	Mills	Shane
Breakenridge	Fackler	Perkins	Slemmons
Brookins	Fulton	Ramsey	Stanley
Campbell	Goodwin	Reed	Stoddard
Cavanaugh	Haskell	Rees	White
Cessna	Horchem	Rigby	

Absent or not voting, 1.

Browne

The amendment was lost.

Further action was deferred.

S. F. 183 WITHDRAWN

By unanimous consent Senator Goodwin withdrew Senate File No. 183 from further consideration.

The Journal of March 31st was corrected and approved.

On motion of Senator Shane the Senate adjourned until 1:15 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Pro Tem Ed H. Campbell presiding.

REPORTS OF COMMITTEE

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File No. 321, a bill for an act to reimburse Edgar R. Harlan, Curator of the state historical department for expenses incurred in attending the National Convention of Parks at Interstate Palisades Park near New York City, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 135, a bill for an act to compensate Captain Charles L. Dunn for services rendered pursuant to call into active service of the Iowa National Guard by the Governor of Iowa, April 12, 1917, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman.*

Ordered passed on file.

THIRD READING OF BILLS

On motion of Senator Horchem, Senate File No. 267, a bill for an act to amend the law as it appears in sections seven thousand eight hundred forty-one (7841) and seven thousand eight hundred forty-five (7845) of the Code, 1924, relating to appeals from awards in condemnation proceedings instituted by the state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Horchem moved that the reading just had be considered the third reading, which motion prevailed.

Senator Horchem invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Benson	Ellis	Kimberly	Roberts
Bergman	Fackler	Langfitt	Romkey
Brookins	Fulton	McLeland	Shaff
Campbell	Gunderson	Mills	Skromme
Cessna	Hartman	Perkins	Slemmons
Clark	Horchem	Reed	Snook
Clearman	Johnston	Rees	Stanley
Darting	Kern	Rigby	White
Dean			

Nays, none.

Absent or not voting, 17.

Baird	Buser	Goodwin	Schmedika
Bowman	Cavanaugh	Haskell	Shane
Breakenridge	Dotts	Nelson	Shinn
Brookhart	Gilchrist	Ramsey	Stoddard
Browne			

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

Senator Horchem moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rees, House File No. 161, a bill for an act making it unlawful to fish and take fish within one hundred feet of a dam, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Rees moved that the reading just had be considered the third reading, which motion prevailed.

Senator Rees moved that the vote by which the bill passed to its third reading be reconsidered, which motion prevailed.

Further action was deferred.

On motion of Senator Rees, House File No. 165, a bill for an act to amend section seventeen hundred nineteen (1719) of the Code, 1924, relating to license to fish, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Rees moved that the reading just had be considered the third reading, which motion prevailed.

Senator Rees invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 24.

Benson
Bergman
Campbell
Clark
Clearman
Dean

Ellis
Fackler
Fulton
Hartman
Horchem
Johnston

Kimberly
Langfitt
Mills
Perkins
Ramsey
Reed

Rees
Rigby
Romkey
Shaff
Slemmons
Stanley

Nays, 10.

Brookins
Cessna
Gunderson

Kern
McLeland
Nelson

Roberts
Schmedika

Skromme
White

Absent or not voting, 16.

Baird
Bowman
Breakenridge
Brookhart

Browne
Buser
Cavanaugh
Darting

Dotts
Gilchrist
Goodwin
Haskell

Shane
Shinn
Snook
Stoddard

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Brookins, House File No. 223, a bill for an act legalizing an election held in the Independent School District No. 5 of Fredericksburg township, Chickasaw county, Iowa, and the acts and proceedings in connection therewith in voting bonds in the sum of twenty-four hundred dollars (\$2400.00) for the purpose of building and equipping a school house in said district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Benson	Fackler	Mills	Schmedika
Bergman	Fulton	Nelson	Shaff
Brookins	Gunderson	Perkins	Shane
Campbell	Hartman	Ramsey	Skromme
Cessna	Johnston	Reed	Slemmons
Clark	Kern	Rigby	Snook
Clearman	Kimberly	Roberts	Stanley
Dean	McLeland	Romkey	White
Ellis			

Nays, none.

Absent or not voting, 17.

Baird	Buser	Gilchrist	Langfitt
Bowman	Cavanaugh	Goodwin	Rees
Breakenridge	Darting	Haskell	Shinn
Brookhart	Dotts	Horchem	Stoddard
Browne			

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

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark, Senate File No. 280, a bill for an act authorizing the transfer of certain funds in the town of Melrose, Monroe county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Benson	Fackler	McLeland	Romkey
Bergman	Fulton	Mills	Schmedika
Brookins	Gunderson	Nelson	Shaff
Campbell	Hartman	Perkins	Shane
Cessna	Horchem	Ramsey	Skromme
Clark	Johnston	Reed	Slemmons
Clearman	Kern	Rees	Snook
Darting	Kimberly	Rigby	Stanley
Dean	Langfitt	Roberts	White
Ellis			

Nays, none.

Absent or not voting, 13.

Baird	Browne	Dotts	Haskell
Bowman	Buser	Gilchrist	Shinn
Breakenridge	Cavanaugh	Goodwin	Stoddard
Brookhart			

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

On motion of Senator Shane, House File No. 278, a bill for an act to amend section twenty-five hundred eighty-three (2583) of the Code, 1924, relating to requirements for approved colleges of pharmacy, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Benson	Ellis	Langfitt	Roberts
Bergman	Fackler	McLeland	Romkey
Brookins	Fulton	Mills	Schmedika
Campbell	Gunderson	Nelson	Shaff
Cessna	Hartman	Perkins	Shane
Clark	Horchem	Ramsey	Skromme
Clearman	Johnston	Reed	Stanley
Darting	Kern	Rigby	White
Dean	Kimberly		

Nays, none.

Absent or not voting, 16.

Baird	Browne	Gilchrist	Shinn
Bowman	Buser	Goodwin	Slemmons
Breakenridge	Cavanaugh	Haskell	Snook
Brookhart	Dotts	Rees	Stoddard

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

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

On motion of Senator Horchem, Senate File No. 309, a bill for an act to legalize the renewal and extension of the period of corporate existence of the Iowa Dairy Company, a corporation organized under the laws of Iowa, with its principal place of business at Dubuque, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Horchem moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Benson	Fackler	McLeland	Romkey
Bergman	Fulton	Mills	Shaff
Brookins	Gunderson	Nelson	Shane
Campbell	Hartman	Perkins	Skromme
Cessna	Horchem	Ramsey	Slemmons
Clark	Johnston	Reed	Snook
Clearman	Kern	Rees	Stanley
Darting	Kimberly	Rigby	White
Ellis	Langfitt		

Nays, none.

Absent or not voting, 16.

Baird	Browne	Dotts	Roberts
Bowman	Buser	Gilchrist	Schmedika
Breakenridge	Cavanaugh	Goodwin	Shinn
Brookhart	Dean	Haskell	Stoddard

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

Senator Horchem moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Nelson, House File No. 386, a bill for an act to legalize certain appropriations made by the town council of Bellevue, Iowa, with report of committee recommending passage, was substituted for Senate File No. 294, taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Nelson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Benson	Ellis	McLeland	Romkey
Bergman	Fulton	Mills	Schmedika
Brookins	Gunderson	Nelson	Shaff
Campbell	Hartman	Perkins	Skromme
Cessna	Johnston	Ramsey	Slemmons
Clark	Kern	Reed	Stanley
Clearman	Kimberly	Rees	White
Darting	Langfitt	Rigby	

Nays, none.

Absent or not voting, 19.

Baird	Buser	Gilchrist	Shane
Bowman	Cavanaugh	Goodwin	Shinn
Breakenridge	Dean	Haskell	Snook
Brookhart	Dotts	Horchem	Stoddard
Browne	Fackler	Roberts	

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

Senator Nelson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, Senate File No. 239, a bill for an act authorizing certain counties to transfer county funds, the vote by which the bill failed to pass the Senate having been reconsidered, was taken up and considered.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Benson	Dean	Kimberly	Rigby
Bergman	Dotts	Langfitt	Romkey
Brookins	Ellis	McLeland	Schmedika
Campbell	Fackler	Mills	Skromme
Cessna	Gunderson	Nelson	Slemmons
Clark	Hartman	Ramsey	Snook
Clearman	Johnston	Reed	Stanley
Darting	Kern	Rees	White

Nays, none.

Absent or not voting, 18.

Baird	Buser	Haskell	Shaff
Bowman	Cavanaugh	Horchem	Shane
Breakenridge	Fulton	Perkins	Shinn
Brookhart	Gilchrist	Roberts	Stoddard
Browne	Goodwin		

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

Senator Gunderson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Reed, House File No. 391, a bill for an act to legalize the proceedings of the town council of the incorporated town of Ossian, Winneshiek County, Iowa, so far as they cover the passage of Ordinance No. 74 entitled "An Ordinance granting a franchise to Harry Bullard, for himself, his assigns and successors, to erect, operate and maintain in the town of Ossian, Winneshiek County, Iowa, for a period of twenty-five (25) years, an electric light and power plant, and for that purpose grant the privilege, right, power and authority to use the streets, avenues, alleys and other public places of the said town of Ossian, for the erection of poles, wires and other appliances, apparatus and connections, for the purpose of producing, receiving and distributing electricity for light, heat and power for municipal, commercial, domestic and manufacturing uses.", was taken up and considered.

President Kimball took the chair at 2:05 p. m.

The bill was read for information.

Senator Reed moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Darting	Langfitt	Shaff
Benson	Dean	McLeland	Shane
Bergman	Ellis	Mills	Shinn
Brookins	Fackler	Nelson	Skromme
Buser	Fulton	Perkins	Slemmons
Campbell	Gunderson	Reed	Snook
Cavanaugh	Hartman	Rees	Stanley
Cessna	Johnston	Romkey	Stoddard
Clark	Kern	Schmedika	White
Clearman	Kimberly		

Nays, none.

Absent or not voting, 12.

Bowman	Browne	Goodwin	Ramsey
Breakenridge	Dotts	Haskell	Rigby
Brookhart	Gilchrist	Horchem	Roberts

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

Senator Reed moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Campbell, House File No. 288, a bill for an act to legalize the issuance of a warrant issued by the county treasurer of Plymouth county for the payment of a culvert constructed by the town of Hinton, was taken up and considered.

The bill was read for information.

Senator Campbell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Cavanaugh	Ellis	Haskell
Benson	Cessna	Fackler	Johnston
Bergman	Clark	Fulton	Kern
Buser	Clearman	Gunderson	Kimberly
Campbell	Dean	Hartman	Langfitt

McLeland	Reed	Shaff	Stoddard
Mills	Rees	Shinn	Stanley
Nelson	Rigby	Skromme	White
Perkins	Roberts	Slemmons	
Ramsey	Romkey	Snook	

Nays, none.

Absent or not voting, 11.

Bowman	Browne	Gilchrist	Schmedika
Breakenridge	Darting	Goodwin	Shane
Brookhart	Dotts	Horchem	

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

Senator Campbell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

The Senate resumed consideration of House File No. 161.

Senator Stoddard moved the previous question, which motion prevailed.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 19.

Baird	Ellis	Ramsey	Shane
Benson	Hartman	Reed	Skromme
Bergman	Haskell	Rees	Slemmons
Cavanaugh	Johnston	Rigby	White
Dean	Langfitt	Shaff	

Nays, 16.

Brookhart	Fulton	McLeland	Romkey
Buser	Gunderson	Mills	Shinn
Cessna	Kern	Nelson	Snook
Clearman	Kimberly	Roberts	Stanley

Absent or not voting, 15.

Bowman	Campbell	Fackler	Perkins
Breakenridge	Clark	Gilchrist	Schmedika
Brookins	Darting	Goodwin	Stoddard
Browne	Dotts	Horchem	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

S. F. 197 WITHDRAWN

By unanimous consent Senator Fulton withdrew Senate File No. 197 from further consideration.

The Senate resumed consideration of House File No. 380.

CALL OF THE SENATE FILED

MR. PRESIDENT: We, the following members of the Senate, ask that there be a call of the Senate on House File No. 380 and Senate File No. 216.

A. T. BROOKINS.

J. A. NELSON.

J. L. BROOKHART.

J. D. BUSER.

C. L. RIGBY.

T. C. CESSNA.

GEO. F. SLEMMONS.

E. E. CAVANAUGH.

S. E. FACKLER.

A. H. BERGMAN.

LLOYD ELLIS.

W. E. MCLELAND.

G. S. HARTMAN.

GEO. B. PERKINS.

B. M. STODDARD.

The roll call revealed the presence of all members except Senators Bowman and Browne.

On motion of Senator Brookins, Senators Bowman and Browne were excused from the call.

Senator Slemmons offered the following amendment and moved its adoption:

Amend by striking from line 10 of section 5 the word "and" and inserting in lieu thereof the word "any".

Senator Slemmons withdrew the amendment.

Senator Bowman appeared in the Senate chamber.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by inserting before the semi-colon in line 4 of section 2 the following: "and the same shall also be at all times subject to inspection by the commission or its duly authorized representative".

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by inserting after the word "requirement" in line 11 of section 11 the word "and assume all the obligations".

The amendment was adopted.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

Senator Johnston invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Darting	Johnston	Rigby
Benson	Dotts	Kern	Roberts
Bergman	Ellis	Kimberly	Shaff
Breakenridge	Fackler	Langfitt	Shane
Brookins	Fulton	McLeland	Slemmons
Buser	Gilchrist	Nelson	Snook
Cavanaugh	Goodwin	Perkins	Stanley
Cessna	Hartman	Ramsey	Stoddard
Clark	Haskell	Reed	White
Clearman	Horchem	Rees	

Nays, 10.

Bowman	Dean	Romkey	Shinn
Brookhart	Gunderson	Schmedika	Skromme
Campbell	Mills		

Absent or not voting, 1.

Browne

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

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent Senator Brookins withdrew Senate Files Nos. 310 and 311 from further consideration.

On motion of Senator Bergman, Senate File No. 216, a bill for an act to amend sections four thousand nine hundred eight (4908) and four thousand nine hundred nine (4909) and to repeal sections four thousand nine hundred ten (4910), four thousand nine hundred thirteen (4913), four thousand nine hundred fourteen (4914) and four thousand nine hundred seventy-three (4973)

of the Code, 1924, and to enact substitutes therefor, relating to motor vehicles, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

That section three (3) be amended by inserting after the word "thereof:" and before the word "The" the following: "The annual fee on electric automobiles shall be twenty-five (25) dollars."

That section three (3) be further amended by inserting after the word "fee" and before the word "shall" in line five (5), the following: ", except as herein provided,".

Senator Bergman offered the following amendment and moved its adoption:

Amend by adding to section 3 thereof the following: "Vehicle registered for the sixth time prior to the adoption of this act shall be charged the same fee as paid for such sixth registration, subject to the provisions of section one (1) hereof."

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking from lines 10 and 11 of section 1 the words "it shall be charged in the number of dollars next below the total" and inserting in lieu thereof the following: "the fraction of the dollar shall not be computed in arriving at the fee".

The amendment was adopted.

On request of Senator Brookins, Senator Gunderson was excused temporarily from the call of the Senate.

Senator Fackler offered the following amendment and moved its adoption:

Amend by striking out section 3.

Senator Gunderson returned to the Senate chamber.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 32.

Baird	Fackler	McLeland	Schmedika
Benson	Goodwin	Mills	Shaff
Bowman	Gunderson	Nelson	Shinn
Brookhart	Haskell	Perkins	Skromme
Buser	Horchem	Ramsey	Snook
Cavanaugh	Johnston	Reed	Stanley
Darting	Kimberly	Rigby	Stoddard
Ellis	Langfitt	Romkey	White

Nays, 16.

Bergman	Cessna	Dotts	Kern
Breakenridge	Clark	Fulton	Roberts
Brookins	Clearman	Gilchrist	Shane
Campbell	Dean	Hartman	Slemmons

Absent or not voting, 2.

Browne Rees

The amendment was adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend by striking out section 2.

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by renumbering the remaining sections.

The amendment was adopted.

The bill was read for information.

Senator Bergman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Darting	Horchem	Roberts
Benson	Dean	Johnston	Schmedika
Bergman	Dotts	Kern	Shaff
Breakenridge	Ellis	Kimberly	Shane
Brookhart	Fackler	Langfitt	Shinn
Brookins	Fulton	McLeland	Skromme
Campbell	Gilchrist	Mills	Slemmons
Cavanaugh	Goodwin	Perkins	Snook
Cessna	Gunderson	Ramsey	Stanley
Clark	Hartman	Reed	Stoddard
Clearman	Haskell	Rigby	White

Nays, 1.

Buser

Absent or not voting, 5.

Bowman
Browne

Nelson

Rees

Romkey

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

Senator Buser offered the following amendments to the title, and moved their adoption:

Amend the title by striking from line two (2) the following: "and four thousand nine hundred nine (4909)"; also strike from lines three (3) and four (4) the following: "four thousand nine hundred ten (4910)".

Also amend by striking the "s" from the word "vehicles" in the last line, and the period following and inserting the following: "license fees."

The amendments were adopted and the title as amended agreed to.

Senator Bergman moved that the vote by which the bill passed the Senate be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENT CONSIDERED

Senator Cessna called up for consideration Senate File No. 180, amended by the House, and moved that the Senate concur in the following amendments:

Amend by adding to said bill the following as section 4:

"Sec. 4. Door or Gate Interlock. The hoistway doors and gates of all passenger elevators shall be equipped with an approved interlock (locking device), electrical, mechanical, or electro-mechanical, which will prevent the normal operation of the elevator car; unless the hoistway door at which the car is standing is closed and locked; or unless all hoistway doors are closed and locked; and second, shall prevent opening the hoistway door from the landing side except by a key or special mechanism; unless the car is standing at the landing door; or unless the car is coasting past the landing with its operating device in the "Stop" position. The interlock shall not prevent the movement of the car when the emergency release is in temporary use or when the car is being moved by a car-leveling device."

On the question "Shall the Senate concur?" the vote was:

Ayes, 49.

Baird	Darting	Johnston	Roberts
Benson	Dean	Kern	Romkey
Bergman	Dotts	Kimberly	Schmedika
Bowman	Ellis	Langfitt	Shaff
Breakenridge	Fackler	McLeland	Shane
Brookhart	Fulton	Mills	Shinn
Brookins	Gilchrist	Nelson	Skromme
Buser	Goodwin	Perkins	Slemmons
Campbell	Gunderson	Ramsey	Snook
Cavanaugh	Hartman	Reed	Stanley
Cessna	Haskell	Rees	Stoddard
Clark	Horchem	Rigby	White
Clearman			

Nays, none.

Absent or not voting, 1.

Browne

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

CALL OF THE SENATE FILED

MR. PRESIDENT: We, the undersigned, hereby file a call of the Senate on Senate File No. 312:

C. F. JOHNSTON.	J. N. LANGFITT.
D. W. KIMBERLY.	C. A. BENSON.
W. G. HASKELL.	C. L. RIGBY.
F. C. STANLEY.	GEO. B. PERKINS.
H. A. DARTING.	B. M. STODDARD.
W. J. GOODWIN.	E. E. CAVANAUGH.
GEO. CLEARMAN.	J. O. SHAFF.
J. W. RAMSEY.	

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 91, 113, and 134.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File No. 177, a bill for an act relating to the qualification of judges.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 190, a bill for an act relating to the preparation and printing of the session laws, and to provide for the distribution of certain public documents.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 141, a bill for an act relating to the education of deaf children.

Also, that the House has passed the following resolution in which the concurrence of the House was asked:

Senate Joint Resolution No. 1, relating to the apportionment of the state into senatorial districts.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 290, a bill for an act to legalize the filing with the secretary of agriculture in 1923 of the report of the Louisa County Fair Association, and to authorize the certification and payment of state aid to said association for said year.

Also, that the House has adopted the conference committee report and concurred in the amendments proposed therein to the following bill:

Senate File No. 49, a bill for an act relating to the crime of rape.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 78, a bill for an act empowering county boards of supervisors in certain cases to cancel special assessments made for graveling roads and to refund money collected on account of such assessments.

A. C. GUSTAFSON, *Chief Clerk.*

AMENDMENT FILED

MR. PRESIDENT: I move to amend Senate File 316 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. Whereas the owners of shore lands abutting on the Missouri river within the boundaries of the city of Sioux City, Woodbury county, Iowa, lying between the bridge across the Missouri river, commonly known as the combination bridge and the center line of section thirty (30), township eighty-nine (89) range forty-seven (47), west of the fifth principal meridian, projected south to the middle of the main

channel of said river, are contemplating valuable improvements on the river front, and

Whereas, said shore owners claim to be the owners of all the land lying between said above described points, and abutting on said river, and

Whereas, some doubt exists as to the right, title or interest of the state of Iowa in said lands, by reason of the uncertainty of the present location of the high water mark of said river between said points, and

Whereas, to enable said shore owners to make such contemplated improvements it is necessary that the high water mark of said river be established between said points, and that the title to the lands of said shore owners north of the new water mark so established, be free from the right, title or interest, if any, of the state of Iowa,

Now therefore, authority is hereby granted to said shore owners to establish a new shore line along said Missouri river, between the above described points, as follows, to-wit: Project the center line of section thirty (30), township eighty-nine (89), range forty-seven (47), west of the fifth principal meridian, south to a point substantially one hundred yards south of the present north shore line and from said point, thence, in an easterly direction to said combination bridge, and the state of Iowa hereby relinquishes, releases and grants to said shore owners, any right, title or interest which it may have in and to the lands north of the new shore line, thus established, upon the express condition, however, that said shore owners shall improve said lands, and upon the further express condition that said shore owners shall grant to the city of Sioux City, Iowa, a strip of ground ninety feet in width parallel to said shore line as thus established, and immediately abutting on said river, and subject only to the rights of the United States over said river.

Provided, however, that nothing in this act shall be construed to grant, relinquish or release the right, title or interest of the state of Iowa in and to the bed of said Missouri river from the high water mark of the new shore line thus established to the middle of the channel of said river.

Sec. 2. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Sioux City Journal, a newspaper published in the city of Sioux City, Iowa, and the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa, without expense to the state.

Also amend the title as follows:

"An act granting authority to shore owners of shore lands on the Missouri river in the city of Sioux City, Woodbury county, Iowa, to establish a shore line and releasing all right, title or interest, if any, which the state of Iowa may have in the lands lying north of the new high water mark of said Missouri river as thus established upon certain conditions."

B. M. STODDARD.

Senator Shinn moved that the Senate go into a committee of the whole to consider House File No. 14, which motion prevailed.

The Senate arose from the committee of the whole and resumed regular session.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 286, a bill for an act relating to indices kept by the county recorder, and to provide for the keeping of a numerical, section, or tract index.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 383, a bill for an act authorizing the creation of city plan commissions in cities and towns of all classes.

Also, that the House has failed to pass the following bill in which the concurrence of the House was asked:

Senate File No. 25, a bill for an act to create a board of architectural examiners.

Also, that the House failed to pass the following bill in which the concurrence of the House was asked:

Senate File No. 106, a bill for an act relative to the members of the state highway commission.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 3, a bill for an act relating to priority of claims in receiverships.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 29, a bill for an act relating to prima facie evidence of violation of liquor laws.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE NO. 29

Amend section two (2) by inserting after the comma following the word "Iowa" in the fourth line the following: "or wine received from a minister authorized by the church of which he is a member to administer wine as a religious observance".

Also amend by adding to section two (2) the following:

"Nothing in this act shall prevent any peace officer, in the discharge of his duty, from having possession of, or from transporting intoxicating liquor."

Also amend by substituting for section three (3) the following:

"This act being deemed of immediate importance shall be in full force

and effect from and after its publication in the Des Moines Daily Record and the Iowa Legionaire, newspapers published in Des Moines, Iowa."

HOUSE MESSAGES CONSIDERED

House File No. 286, a bill for an act to amend section ten thousand one hundred nine (10109) of the Code, 1924, relating to indices kept by the county recorder, and to provide for the keeping of a numerical, section, or tract index.

Read first and second times and referred to sifting committee.

House File No. 383, a bill for an act authorizing the creation of city plan commissions in cities and towns of all classes, providing the manner of appointment of members of such commissions, the terms for which they shall serve, defining the powers of such commissions, authorizing the appropriation of money for the expenses thereof, and providing for levying a tax therefor.

Read first and second times and referred to sifting committee.

HOUSE AMENDMENTS CONSIDERED

Senator Brookhart called up for consideration Senate File No. 3, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking therefrom all of section two (2).

Also amend section four (4) by striking therefrom the words "Des Moines Register" in line three (3) thereof and inserting in lieu thereof the words "Plain Talk".

On the question "Shall the Senate concur?" the vote was:

Ayes, 34.

Baird	Clark	Haskell	Roberts
Benson	Clearman	Horchem	Romkey
Bergman	Dean	Kimberly	Schmedika
Bowman	Dotts	Langfitt	Shane
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Slemmons
Buser	Gilchrist	Ramsey	Stanley
Campbell	Gunderson	Rees	White
Cavanaugh	Hartman		

Nays, none.

Absent or not voting, 16.

Breakenridge	Ellis	McLeland	Shaff
Browne	Goodwin	Perkins	Skromme
Cessna	Johnston	Reed	Snook
Darting	Kern	Rigby	Stoddard

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House File No. 78.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

On motion of Senator Romkey the Senate adjourned until 7:30 p. m.

EVENING SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

BILLS SIGNED BY PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 91, 113, and 134.

THIRD READING OF BILLS

On motion of Senator Goodwin, Senate File No. 271, a bill for an act to amend sections fifty-three hundred fifty-three (5353) and fifty-three hundred fifty-nine (5359) of the Code, 1924, relating to county public hospitals in counties containing a population of one hundred thirty-five thousand (135,000) inhabitants or over; authorizing certain cities to sell and dispose of property used for

hospital purposes, and repealing all laws inconsistent therewith, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from the last line of section 7 the words "at the legal rate for such publication" and inserting in lieu thereof the words "as provided by law".

The amendment was adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Clearman	Horchem	Romkey
Benson	Darting	Johnston	Shaff
Bergman	Dean	Kern	Shane
Breakenridge	Fackler	Kimberly	Shinn
Brookins	Fulton	Mills	Skromme
Buser	Goodwin	Perkins	Slemmons
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Hartman	Rigby	Stoddard
Cessna	Haskell	Roberts	

Nays, 1.

Nelson

Absent or not voting, 14.

Bowman	Dotts	McLeland	Schmedika
Brookhart	Ellis	Ramsey	Snook
Browne	Gilchrist	Rees	White
Clark	Langfitt		

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Johnston, House File No. 183, a bill for an act to amend the law as it appears in section seventeen hundred

nine (1709) of the Code, 1924, relating to fish hatcheries, game farms, and distribution of fish and game, and providing for the establishment of state game refuges, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Johnston moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clearman	Haskell	Roberts
Benson	Darting	Horchem	Shaff
Bergman	Dean	Johnston	Shane
Bowman	Ellis	Kern	Shinn
Breakenridge	Fackler	Kimberly	Skromme
Brookins	Fulton	Mills	Slemmons
Buser	Goodwin	Perkins	Stanley
Campbell	Gunderson	Reed	Stoddard
Cavanaugh	Hartman	Rigby	White

Nays, none.

Absent or not voting, 14.

Brookhart	Dotts	Nelson	Romkey
Browne	Gilchrist	Ramsey	Schmedika
Cessna	Langfitt	Rees	Snook
Clark	McLeland		

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

On motion of Senator Johnston, House File No. 261, a bill for an act to amend section seventeen hundred sixty-six (1766) of the Code, 1924, relating to the protection of muskrat, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Johnston moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Darting	Horchem	Rigby
Benson	Dean	Johnston	Romkey
Bergman	Ellis	Kern	Shane
Bowman	Fackler	Kimberly	Shinn
Breakenridge	Fulton	Mills	Slemmons
Brookins	Goodwin	Nelson	Stanley
Campbell	Gunderson	Perkins	Stoddard
Cavanaugh	Hartman	Reed	White
Clearman	Haskell		

Nays, 2.

Buser	Roberts
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Absent or not voting, 14.

Brookhart	Dotts	Ramsey	Shaff
Browne	Gilchrist	Rees	Skromme
Cessna	Langfitt	Schmedika	Snook
Clark	McLeland		

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

On motion of Senator Ellis, Senate File No. 179, a bill for an act to amend section seventeen hundred sixty-seven (1767) of the Code, 1924, relating to closed seasons for game birds and animals, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking from line 5 of section 1 the words "or prairie chicken".

The bill was read for information.

Senator Ellis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 22.

Baird	Dean	Johnston	Shaff
Benson	Ellis	Kimberly	Shane
Bergman	Goodwin	Mills	Skromme
Breakenridge	Gunderson	Perkins	Stanley
Clark	Haskell	Reed	Stoddard
Clearman	Horchem		

Nays, 18.

Bowman	Cessna	Kern	Romkey
Brookins	Darting	Nelson	Shinn
Buser	Fackler	Rigby	Slemmons
Campbell	Fulton	Roberts	White
Cavanaugh	Hartman		

Absent or not voting, 10.

Brookhart	Gilchrist	Ramsey	Snook
Browne	Langfitt	Rees	
Dotts	McLeland	Schmedika	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Buser moved that the vote by which the bill failed to pass the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Goodwin, Senate File No. 241, a bill for an act authorizing cities to appropriate money to aid in the purchase of state parks and to issue bonds for the payment of same and to levy a tax for the payment of the principal and interest of such bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Baird	Darting	Horchem	Shaff
Benson	Dean	Johnston	Shane
Bergman	Ellis	Kern	Slemmons
Breakenridge	Fulton	Kimberly	Stanley
Campbell	Goodwin	Mills	Stoddard
Cavanaugh	Hartman	Perkins	White
Clearman	Haskell	Reed	

Nays, 4.

Buser	Nelson	Shinn	Skromme
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Absent or not voting, 19.

Bowman	Clark	Langfitt	Roberts
Brookhart	Dotts	McLeland	Romkey
Brookins	Fackler	Ramsey	Schmedika
Browne	Gilchrist	Rees	Snook
Cessna	Gunderson	Rigby	

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shaff, Senate File No. 218, a bill for an act to amend section five thousand six hundred sixty-nine (5669), chapter two hundred eighty-seven (287) of the Code, 1924, relating to city assessors, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by striking section one (1) and substituting the following:

"Section 1. Section five thousand six hundred sixty-nine (5669) is hereby amended by striking lines one (1), two (2) and three (3) of the second paragraph and inserting in lieu thereof the following:

"In cities of the first class having a population of more than twenty-five thousand (25,000) and less than forty-five thousand (45,000) the compensation of the assessor shall be eighteen hundred dollars (\$1800.00) per annum and in those of less population not more".

The bill was read for information.

Senator Shaff moved that the reading just had be considered the third reading, which motion prevailed.

Senator Buser raised the point of order that the Senate was in the midst of a roll call and the remarks by Senator Baird were out of order.

The President held the point well taken.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Baird	Clearman	Haskell	Roberts
Benson	Darting	Horchem	Romkey
Bergman	Dean	Johnston	Shaff
Bowman	Ellis	Kimberly	Shane
Breakenridge	Fackler	Mills	Stanley
Campbell	Fulton	Perkins	Stoddard
Cavanaugh	Goodwin	Reed	White
Clark	Hartman	Rigby	

Nays, 4.

Buser	Shinn	Skromme	Slemmons
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Absent or not voting, 15.

Brookhart	Dotts	Langfitt	Rees
Brookins	Gilchrist	McLeland	Schmedika
Browne	Gunderson	Nelson	Snook
Cessna	Kern	Ramsey	

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

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Goodwin, Senate File No. 243, a bill for an act authorizing city councils of cities of the first class to divide such cities into two districts for lighting purposes, to be designated a "Metropolitan Lighting District" and "General Lighting District", and to levy a special tax of not to exceed two mills on the property in such metropolitan lighting district, in addition to all other taxes now authorized by law, to defray the expense of lighting such district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Clearman	Horchem	Shaff
Benson	Dean	Johnston	Shane
Bergman	Ellis	Kern	Shinn
Breakenridge	Fackler	Kimberly	Skromme
Brookins	Fulton	Mills	Slemmons
Campbell	Goodwin	Perkins	Stanley
Cavanaugh	Gunderson	Reed	Stoddard
Cessna	Hartman	Rigby	White
Clark	Haskell		

Nays, 1.

Buser

Absent or not voting, 15.

Bowman	Dotts	Nelson	Romkey
Brookhart	Gilchrist	Ramsey	Schmedika
Browne	Langfitt	Rees	Snook
Darting	McLeland	Roberts	

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Kimberly House File No. 158, a bill for an act to amend section forty-eight hundred seventeen (4817) of the Code, 1924, making the provisions of chapter two hundred forty-six (246), relative to weeds, enforceable by cities and towns under special charter, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Cavanaugh	Fackler	Horchem
Benson	Cessna	Fulton	Johnston
Bergman	Clark	Goodwin	Kern
Breakenridge	Clearman	Gunderson	Kimberly
Brookins	Dean	Hartman	Mills
Campbell	Ellis	Haskell	Nelson

Perkins
Reed
Rigby
Roberts

Romkey
Shaff
Shane

Shinn
Skromme
Slemmons

Stanley
Stoddard
White

Nays, none.

Absent or not voting, 13.

Bowman
Brookhart
Browne
Buser

Darting
Dotts
Gilchrist

Langfitt
McLeland
Ramsey

Rees
Schmedika
Snook

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

On motion of Senator Clearman, Senate File No. 210, a bill for an act providing for registration of all dealers in agricultural lime; to provide for securing samples of agricultural lime and analysis thereof; to furnish analyses to dealers, and for the posting of such analysis, and providing penalty for the violation of the provisions hereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird
Benson
Bergman
Bowman
Breakenridge
Buser
Campbell
Cavanaugh
Cessna
Clark

Clearman
Darting
Dean
Fackler
Ellis
Fulton
Goodwin
Gunderson
Haskell

Horchem
Johnston
Kern
Kimberly
Mills
Nelson
Perkins
Reed
Rigby

Roberts
Romkey
Shaff
Shane
Shinn
Skromme
Slemmons
Stanley
White

Nays, none.

Absent or not voting, 13.

Brookhart
Brookins
Browne
Dotts

Gilchrist
Hartman
Langfitt

McLeland
Ramsey
Rees

Schmedika
Snook
Stoddard

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

Senator Bowman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Gunderson, House File No. 106, a bill for an act to amend sections twenty-nine hundred fifty-four (2954) and twenty-nine hundred sixty (2960) of the Code, 1924, relating to poultry associations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Benson offered the following amendment and moved its adoption:

Amend by inserting the words "at least" after the word "be" in line 5 of section 1.

Senator Benson withdrew the amendment.

The bill was read for information.

Senator Gunderson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clearman	Horchem	Roberts
Benson	Dean	Johnston	Romkey
Bergman	Ellis	Kern	Shane
Bowman	Fackler	Kimberly	Shinn
Breakenridge	Fulton	Mills	Skromme
Buser	Goodwin	Nelson	Slemmons
Campbell	Gunderson	Perkins	Stanley
Cavanaugh	Hartman	Reed	Stoddard
Cessna	Haskell	Rigby	White
Clark			

Nays, none.

Absent or not voting, 13.

Brookhart	Dotts	McLeland	Schmedika
Brookins	Gilchrist	Ramsey	Shaff
Browne	Langfitt	Rees	Snook
Darting			

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

On motion of Senator Buser, Senate File No. 188, a bill for an act to make section ninety-one hundred seventy-six (9176), Code 1924, applicable to state banks and loan and trust companies, relating to the amount of deposits which said banks and trust companies may receive, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Clearman	Johnston	Shaff
Bergman	Dean	Kimberly	Shane
Bowman	Ellis	Mills	Shinn
Breakenridge	Fackler	Nelson	Skromme
Buser	Goodwin	Perkins	Slemmons
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Hartman	Rigby	Stoddard
Cessna	Haskell	Roberts	White
Clark	Horchem	Romkey	

Nays, none.

Absent or not voting, 15.

Benson	Darting	Kern	Rees
Brookhart	Dotts	Langfitt	Schmedika
Brookins	Fulton	McLeland	Snook
Browne	Gilchrist	Ramsey	

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

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

H. F. 56 TO SIFTING COMMITTEE

On motion of Senator Campbell, House File No. 56 was referred to the sifting committee.

THIRD READING OF BILLS

On motion of Senator Roberts, Senate File No. 204, a bill for an act to amend the law as it appears in section nine thousand two hundred twenty-three (9223) of the Code, 1924, relating to the limiting of liabilities to state and savings banks, and providing for civil liability for a violation thereof, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by inserting a period (.) after the word "loan" in line eight (8) and striking the remainder of the section, and amend the title by inserting a period (.) in line four (4) after the word "banks" and striking the remainder of the title."

Also amend by striking the word "immediately" in section 1, line six (6).

Senator Buser moved that the bill be made a special order for 9 a. m. Thursday.

Senator Campbell moved to amend the motion making the hour 10 a. m.

The amendment was adopted.

The motion prevailed.

On motion of Senator Buser, Senate File No. 289, a bill for an act to repeal section three thousand seventy-six (3076) of the Code, 1924, relating to dairy products and to enact a substitute therefor and providing remedy for violation, a committee bill, was taken up and considered.

Senator Breakenridge offered the following amendments and moved their adoption:

Amend by striking out all after line three (3) and by inserting the following in lieu thereof:

"3076. Pasteurization of skimmed milk or buttermilk. Every owner, manager, or operator of a creamery shall, before delivering to any person any skimmed milk or buttermilk, cause the cream or milk from which same is derived to be pasteurized.

3076-a1. Pasteurization defined. Pasteurization for the purpose of the preceding section shall be defined as follows:

1. Milk, skimmed milk, and cream shall be deemed to have been efficiently pasteurized by the "holding process" when it has been subjected to

a temperature of one hundred forty-five (145) degrees Fahrenheit and held at that temperature for not less than twenty-five (25) minutes.

2. Milk, skim milk, and cream shall be deemed to have been efficiently pasteurized by the "plash heat process" when it has been subjected to a temperature of one hundred eighty-five (185) degrees Fahrenheit.

3076-a2. Record of pasteurization. Every owner, manager, or operator of a creamery shall equip each vat or pasteurizer with an accurate recording thermometer, and each temperature chart from such thermometer shall be dated and kept on file for inspection by the department, and it shall be unlawful to destroy any such chart without permission from the secretary of agriculture.

3076-a3. Injunction. Any owner, manager, or operator of a creamery, violating any of the provisions of the three (3) preceding sections may be restrained by injunction from operating any such business. No injunction shall issue until after the defendant has had at least five (5) days' notice of the application therefor and the time fixed for hearing thereon."

Amend by striking out the title and by inserting the following in lieu thereof:

"A BILL FOR

An act to repeal section three thousand seventy-six (3076), Code, 1924, relating to the delivery of skimmed milk or buttermilk, to require the pasteurization of cream or milk, to define such pasteurization, to require a record thereof, and to authorize an injunction to restrain violations of this act."

The amendments were adopted.

On motion of Senator Shaff further action was deferred until 9:30 a. m. Thursday.

On motion of Senator Fackler, Senate File No. 186, a bill for an act to authorize the executive council to assess property which has been omitted from regular assessments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fackler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Benson
Bergman
Bowman

Breakenridge
Brookins
Buser

Cavanaugh
Cessna
Clark

Clearman
Dean
Ellis

Fackler	Horchem	Perkins	Shinn
Fulton	Johnston	Reed	Skromme
Goodwin	Kern	Rigby	Slemmons
Gunderson	Kimberly	Romkey	Stanley
Hartman	Mills	Shaff	Stoddard
Haskell	Nelson	Shane	White

Nays, none.

Absent or not voting, 14.

Baird	Darting	McLeland	Roberts
Brookhart	Dotts	Ramsey	Schmedika
Browne	Gilchrist	Rees	Snook
Campbell	Langfitt		

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

Senator Fackler moved to reconsider the vote by which the bill just passed the Senate and that the motion to reconsider be laid upon the table, which motion prevailed.

On motion of Senator Breakenridge, Senate File No. 150, a bill for an act to amend chapter three hundred fifty-three (353) of the Code, 1924, relating to drainage districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Benson	Fackler	Kern	Shane
Bergman	Fulton	Kimberly	Shinn
Breakenridge	Goodwin	Mills	Skromme
Campbell	Gunderson	Perkins	Slemmons
Cavanaugh	Hartman	Reed	Stanley
Clearman	Haskell	Romkey	Stoddard
Dean	Horchem	Shaff	White
Ellis	Johnston		

Nays, 1.

Buser

Absent or not voting, 19.

Baird	Cessna	Langfitt	Rigby
Bowman	Clark	McLeland	Roberts
Brookhart	Darting	Nelson	Schmedika
Brookins	Dotts	Ramsey	Snook
Browne	Gilchrist	Rees	

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

Senator Breakenridge moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Goodwin, House File No. 39, a bill for an act to amend section ten thousand seven hundred sixty-eight (10768) of the Code, 1924, relating to the division of the state into judicial districts, and increasing the number of judges in the ninth judicial district and providing a method of filling the additional office created, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by changing the words "their successors" in line four, section 2, to "his successor" and by changing the word, "successors" in line five to "successor".

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Bergman	Ellis	Kern	Shane
Breakenridge	Fackler	Kimberly	Shinn
Campbell	Goodwin	Mills	Skromme
Cavanaugh	Hartman	Rigby	Slemmons
Clark	Haskell	Roberts	Stanley
Clearman	Horchem	Romkey	Stoddard
Dean	Johnston	Shaff	White

Nays, 2.

Buser	Nelson
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Absent or not voting, 20.

Baird	Browne	Gilchrist	Ramsey
Benson	Cessna	Gunderson	Reed
Bowman	Darting	Langfitt	Rees
Brookhart	Dotts	McLeland	Schmedika
Brookins	Fulton	Perkins	Snook

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

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stanley, House File No. 159, a bill for an act to amend section forty-eight hundred twenty-one (4821), Code of 1924, relative to destruction of noxious weeds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Further action was deferred.

On motion of Senator Ellis, House File No. 315, a bill for an act to amend the law as it appears in section twelve hundred ninety-seven (1297), chapter sixty-eight (68) of the Code, 1924, relating to charging drill holes in coal mines, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Ellis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Bergman	Dean	Johnston	Shaff
Breakenridge	Ellis	Kern	Shane
Brookins	Fackler	Kimberly	Shinn
Buser	Fulton	Mills	Skromme
Campbell	Goodwin	Nelson	Slemmons
Cavanaugh	Gunderson	Rigby	Stanley
Cessna	Hartman	Roberts	Stoddard
Clark	Haskell	Romkey	White
Clearman	Horchem		

Nays, none.

Absent or not voting, 16.

Baird	Browne	Langfitt	Reed
Benson	Darting	McLeland	Rees
Bowman	Dotts	Perkins	Schmedika
Brookhart	Gilchrist	Ramsey	Snook

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Johnston, House File No. 128, a bill for an act to appropriate sufficient funds for expenses of the United States champion junior dairy cattle judging team at the 1925 international live stock show, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Johnston moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Bergman	Clearman	Horchem	Shaff
Bowman	Dean	Johnston	Shane
Breakenridge	Ellis	Kern	Shinn
Brookins	Goodwin	Kimberly	Skromme
Campbell	Gunderson	Mills	Stanley
Cavanaugh	Hartman	Rigby	Stoddard
Clark	Haskell	Romkey	White

Nays, 1.

Roberts

Absent or not voting, 21.

Baird	Darting	Langfitt	Reed
Benson	Dotts	McLeland	Rees
Brookhart	Fackler	Nelson	Schmedika
Browne	Fulton	Perkins	Slemmons
Buser	Gilchrist	Ramsey	Snook
Cessna			

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

Senator Johnston moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

The Senate resumed consideration of House File No. 159.

The bill was read for information.

Senator Stanley moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Bergman	Clark	Horchem	Shaff
Bowman	Clearman	Kern	Shane
Breakenridge	Dean	Kimberly	Skromme
Brookins	Ellis	Mills	Slemmons
Buser	Goodwin	Rigby	Stanley
Campbell	Hartman	Roberts	Stoddard
Cavanaugh	Haskell	Romkey	White
Cessna			

Nays, none.

Absent or not voting, 21.

Baird	Fackler	Langfitt	Reed
Benson	Fulton	McLeland	Rees
Brookhart	Gilchrist	Nelson	Schmedika
Browne	Gunderson	Perkins	Shinn
Darting	Johnston	Ramsey	Snook
Dotts			

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

On motion of Senator White, House File No. 112, a bill for an act making an appropriation to assist in providing the necessary expenses of blind students who are residents of the state in attendance at institutions of higher learning, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator White moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Bergman	Clearman	Johnston	Shane
Bowman	Dean	Kern	Shinn
Breakenridge	Ellis	Kimberly	Skromme
Brookins	Fackler	Nelson	Slemmons
Campbell	Goodwin	Rigby	Stanley
Cavanaugh	Hartman	Roberts	Stoddard
Cessna	Haskell	Romkey	White
Clark	Horchem	Shaff	

Nays, none.

Absent or not voting, 19.

Baird	Darting	Langfitt	Reed
Benson	Dotts	McLeland	Rees
Brookhart	Fulton	Mills	Schmedika
Browne	Gilchrist	Perkins	Snook
Buser	Gunderson	Ramsey	

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

Senator White moved that the vote by which the bill just passed the Senate be reconsidered, and that the motion to reconsider be laid upon the table, which motion prevailed.

Senator Bergman moved that the Senate adjourn until 9 a. m. Thursday.

Senator Slemmons moved to amend by making the hour 8:30 a. m.

Senator Skromme moved as a substitute amendment that the time be made 8:50 a. m.

The substitute amendment was lost.

The amendment was lost.

The motion was lost.

On motion of Senator Breakenridge, Senate File No. 175, a bill for an act to amend section thirteen thousand six hundred seventy-eight (13678), Code, 1924, relating to the drawing of grand jurors in court, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 27.

Bergman	Clearman	Johnston	Shaff
Breakenridge	Ellis	Kern	Shane
Brookins	Fackler	Kimberly	Skromme
Campbell	Goodwin	Nelson	Slemmons
Cavanaugh	Hartman	Rigby	Stanley
Cessna	Haskell	Roberts	Stoddard
Clark	Horchem	Romkey	

Nays, none.

Absent or not voting, 23.

Baird	Darting	Langfitt	Rees
Benson	Dean	McLeland	Schmedika
Bowman	Dotts	Mills	Shinn
Brookhart	Fulton	Perkins	Snook
Browne	Gilchrist	Ramsey	White
Buser	Gunderson	Reed	

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

Senator Breakenridge moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Roberts, House File No. 231, a bill for an act to legalize the renewal of the corporate period of the State Bank of Blairsburg, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Roberts moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Bergman	Dean	Johnston	Shaff
Breakenridge	Ellis	Kern	Shane
Brookins	Fackler	Kimberly	Shinn
Campbell	Goodwin	Nelson	Skromme
Cavanaugh	Hartman	Rigby	Slemmons
Cessna	Haskell	Roberts	Stanley
Clark	Horchem	Romkey	Stoddard
Clearman			

Nays, none.

Absent or not voting, 22.

Baird	Darting	Langfitt	Reed
Benson	Dotts	McLeland	Rees
Bowman	Fulton	Mills	Schmedika
Brookhart	Gilchrist	Perkins	Shinn
Browne	Gunderson	Ramsey	Snook
Buser			White

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

Senator Roberts moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 316, a bill for an act releasing, relinquishing and granting to shore owners of shore lands on the Missouri river in the city of Sioux City, Woodbury county, Iowa, all right, title and interest, if any, which the state of Iowa may have in the lands lying between the high water mark of said Missouri river and the middle of the main channel of the river between the state of Iowa and Nebraska, with report of committee recommending passage, was taken up, considered, having been called on the calendar under the rules.

The amendments previously filed by Senator Stoddard (page 1004 of the Senate Journal) were considered.

The amendments were adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Bergman	Clearman	Horchem	Shaff
Breakenridge	Dean	Johnston	Shane
Brookins	Ellis	Kimberly	Shinn
Campbell	Fackler	Nelson	Skromme
Cavanaugh	Goodwin	Rigby	Slemmons
Cessna	Hartman	Roberts	Stanley
Clark	Haskell	Romkey	Stoddard

Nays, none.

Absent or not voting, 22.

Baird	Darting	Langfitt	Rees
Benson	Dotts	McLeland	Schmedika
Bowman	Fulton	Mills	Snook
Brookhart	Gilchrist	Perkins	White
Browne	Gunderson	Ramsey	
Buser	Kern	Reed	

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Haskell, Senate File No. 279, a bill for an act authorizing the use of convict labor on state highways, state roads, state parks and other public improvements where unskilled labor is required by the state; providing for the compensation of such convict labor; regulating the handling of such convict labor; providing for payment of compensation to the dependents of such convicts; providing for a forfeiture of such compensation; providing for creation of prisoners' recreation and educational fund; providing for manner of payment of compensation of said convicts upon release, or parole, or discharge from prison; providing eligibility to parole; authorizing allowance of extra good time credits for such labor; providing penalties for interferences with such convict labor; providing housing facilities in camps, or utilizing county jails, and repealing all acts or parts of acts in conflict herewith, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The committee amendment (page 876, Senate Journal) was adopted.

The bill was read for information.

Senator Haskell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Bergman	Dean	Johnston	Shaff
Breakenridge	Ellis	Kern	Shane
Brookins	Fackler	Kimberly	Shinn
Campbell	Goodwin	Nelson	Skromme
Cavanaugh	Hartman	Rigby	Slemmons
Cessna	Haskell	Roberts	Stanley
Clark	Horchem	Romkey	White
Clearman			

Nays, none.

Absent or not voting, 21.

Baird	Darting	Langfitt	Reed
Benson	Dotts	McLeland	Rees
Bowman	Fulton	Mills	Schmedika
Brookhart	Gilchrist	Perkins	Snook
Browne	Gunderson	Ramsey	Stoddard
Buser			

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

Senator Shinn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

AMENDMENT FILED

Amend Senate File 235 by substituting for section 1 the following:

Sec. 1. Amend chapter 87 of Code, 1924, by adding the following:

1829. Certain state lands. The state board of conservation shall, in addition to the jurisdiction granted to it over meandered streams, and lakes and the state lands bordering thereon, have jurisdiction over all other state owned lands which are not by law under the jurisdiction of any other official or official body, but the particular lands herein referred to as "other state owned lands" shall not be established as a public park except with the approval of the executive council.

1830. Leases and rentals. Said board may rent such "other state owned lands," but all leases shall be subject to the right of the state to sell said land at any time. All rentals shall be credited to the state board of conservation fund.

1831. Sale. The board may, at any time and on such terms as it may specify and with the approval of the executive council, sell any part of such "other state owned lands" specified in the second preceding section. The proceeds of all sales shall be credited to the general fund of the state.

1832. Appraisal. Sales under the preceding section shall not be made at less than the appraised value which shall be determined by three (3) appraisers appointed by the chief justice of the supreme court on application made by the said board of conservation.

B. J. HORCHEM.

PROOF OF PUBLICATION OF H. F. 139

I hereby certify that, as Secretary of the Senate I have received the proof of publication of House File No. 139, a proposed bill for an act to legalize certain proceedings of the town council of Ossian, Winneshiek county, Iowa, covering the passage of ordinance No. 74.

WALTER H. BEAM, *Secretary*.

Senator Skromme moved that the Senate adjourn until 9:00 a. m. Thursday.

Senator Slemmons moved to amend by making the hour 8:30 a. m.

The amendment was adopted.

The motion prevailed and the Senate adjourned until 8:30 a. m.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 2, 1925.

The Senate met in regular session, President Celm F. Kimball presiding.

Prayer was offered by Senator Lloyd Ellis.

On motion of Senator Shane, rule 37 was suspended for the day.

HOUSE AMENDMENTS CONSIDERED

Senator Romkey called up for consideration Senate File No. 29, amended by the House, and moved that the Senate concur in the following amendments:

Amend section two (2) by inserting after the comma following the word "Iowa" in the fourth line the following: "or wine received from a minister authorized by the church of which he is a member to administer wine as a religious observance".

Also amend by adding to section two (2) the following:

"Nothing in this act shall prevent any peace officer, in the discharge of his duty, from having possession of, or from transporting intoxicating liquor."

Also amend by substituting for section three (3) the following:

"This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Des Moines Daily Record and the Iowa Legionaire, newspapers published in Des Moines, Iowa."

On the question "Shall the Senate concur?" the vote was:

Ayes, 35.

Baird	Darting	Kimberly	Shane
Benson	Dotts	McLeland	Shinn
Bergman	Fulton	Mills	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Rees	Snook
Campbell	Haskell	Rigby	Stanley
Cavanaugh	Horchem	Romkey	Stoddard
Clark	Johnston	Schmedika	White
Clearman	Kern	Shaff	

Nays, none.

Absent or not voting, 15.

Bowman	Cessna	Gunderson	Ramsey
Breakenridge	Dean	Hartman	Reed
Brookhart	Ellis	Langfitt	Roberts
Browne	Fackler	Perkins	

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

SENATE REQUESTS RETURN OF H. F. NO. 78

Senator Haskell moved that the House be requested to return House File No. 78, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File No. 342, a bill for an act relating to establishment, maintenance and taxes for township parks.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 392, a bill for an act creating a state banking board to advise with the superintendent of banking in administration of all banking laws.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 393, a bill for an act relating to public funds and the insurance and security thereof.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 50, a bill for an act relating to attorney fees and commission in liquor nuisance and bootlegger injunction proceedings.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 99, a bill for an act relating to bootlegging and penalties for nuisance.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 160, a bill for an act relating to insurance other than life.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 130, a bill for an act relating to the duties of board of control to protect defective, delinquent, dependent and neglected children.

Also, that the House returns herewith, as requested, the following bill:

House File No. 78, a bill for an act empowering supervisors to cancel assessments for graveling roads, and refund money collected.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE NO. 50

Amend by striking section five (5) from the bill.

THIRD READING OF BILLS

On motion of Senator Brookins, House File No. 366, a bill for an act to amend sections forty-nine hundred ninety-two (4992) and forty-nine hundred ninety-seven (4997) of the Code, 1924, relating to motor vehicles, was substituted for Senate File No. 301, taken up and considered.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Darting	Kimberly	Shaff
Benson	Dean	McLeland	Shane
Bergman	Dotts	Mills	Shinn
Brookhart	Ellis	Nelson	Skromme
Brookins	Fulton	Perkins	Slemmons
Buser	Goodwin	Rees	Snook
Cavanaugh	Haskell	Rigby	Stanley
Clark	Johnston	Romkey	Stoddard
Clearman	Kern	Schmedika	White

Nays, none.

Absent or not voting, 14.

Bowman	Cessna	Hartman	Ramsey
Breakenridge	Fackler	Horchem	Reed
Browne	Gilchrist	Langfitt	Roberts
Campbell	Gunderson		

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

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brookins, House File No. 365, a bill for an act to amend section five thousand seventy-three (5073) of the Code, 1924, relating to motor vehicles, was substituted for Senate File No. 300, taken up and considered.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Dotts	Kimberly	Shaff
Benson	Ellis	McLeland	Shane
Bergman	Fulton	Mills	Shinn
Brookins	Gunderson	Nelson	Skromme
Buser	Hartman	Perkins	Slemmons
Cavanaugh	Haskell	Rees	Snook
Cessna	Horchem	Romkey	Stanley
Clearman	Johnston	Schmedika	Stoddard
Dean	Kern		

Nays, none.

Absent or not voting, 16.

Bowman	Campbell	Gilchrist	Reed
Breakenridge	Clark	Goodwin	Rigby
Brookhart	Darting	Langfitt	Roberts
Browne	Fackler	Ramsey	White

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

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brookins, House File No. 336, a bill for an act to repeal sections four thousand nine hundred eighty-eight (4988), four thousand nine hundred eighty-nine (4989), four thousand nine hundred ninety (4990), and four thousand nine hundred ninety-one (4991) of the Code, 1924, relating to motor ve-

hicles, and to enact a substitute therefor, was substituted for Senate File No. 302, taken up and considered.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking from section one (1) beginning with the word "That" in line one (1) down to and including the word "thereof:".

The amendment was adopted.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Baird	Clearman	Kimberly	Shaff
Benson	Dotts	McLeland	Shane
Bergman	Fulton	Mills	Skromme
Breakenridge	Gilchrist	Nelson	Slemmons
Brookins	Haskell	Perkins	Snook
Cavanaugh	Horchem	Rigby	Stanley
Cessna	Johnston	Romkey	Stoddard
Clark	Kern	Schmedika	

Nays, 4.

Brookhart	Buser	Darting	Shinn
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Absent or not voting, 15.

Bowman	Ellis	Hartman	Rees
Browne	Fackler	Langfitt	Roberts
Campbell	Goodwin	Ramsey	White
Dean	Gunderson	Reed	

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

Senator Buser offered the following amendment to the title and moved its adoption:

Amend by striking the title and inserting in lieu thereof the following: "An act relating to special agents or representatives of the motor vehicle department and providing for a bond therefor."

The amendment was adopted and the title, as amended, was agreed to.

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee wish to report the following bills out on the calendar:

Senate Files Nos. 258 by Perkins; 329 by sifting committee; 328 by sifting committee; 324 by committee on insurance; 323 by committee on insurance.

House Files Nos. 251 by Wolfe; 171 by Rankin; 321 by Vincent; 86 by Wagner.

J. D. BUSER.

On motion of Senator Brookins, House File No. 337, a bill for an act to repeal section fifty hundred twenty-two (5022) of the Code, 1924, and to enact a substitute therefor, relating to the use of the highway by vehicles, was substituted for Senate File No. 303, taken up and considered.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Baird	Ellis	Horchem	Perkins
Benson	Fackler	Johnston	Reed
Bergman	Fulton	Kern	Rees
Breakenridge	Goodwin	Kimberly	Rigby
Brookhart	Gunderson	McLeland	Romkey
Brookins	Hartman	Mills	Skromme
Buser	Haskell	Nelson	White
Cavanaugh			

Nays, 5.

Clark	Dotts	Shane	Snook
Clearman			

Absent or not voting, 16.

Bowman	Darting	Ramsey	Shinn
Browne	Dean	Roberts	Slemmons
Campbell	Gilchrist	Schmedika	Stanley
Cessna	Langfitt	Shaff	Stoddard

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

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

BILLS WITHDRAWN

By unanimous consent Senator Brookins withdrew Senate Files Nos. 300, 301, 302, and 303 from further consideration.

On motion of Senator Romkey, House File No. 204, a bill for an act to amend section five thousand nine hundred and eighty-four (5984) of the Code, 1924, relating to the powers of cities to construct sewers and matters incidental thereto, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking all after the enacting clause and inserting the following:

"Section 1. That section five thousand nine hundred and seventy-four (5974) of the Code, 1924, be and the same is hereby amended by adding the following as subdivision five (5) thereof: The word 'sewer' shall include structures designed to control streams and surface waters flowing into sewers, and the words 'cost of construction of sewers' shall include the cost of acquisition of lands and easements for the control of such waters flowing into sewers."

"Sec. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Des Moines Capital, a newspaper published in Des Moines, Iowa, and the Iowa Labor News, a newspaper published in Burlington, Iowa."

Also amend the title by striking the same and inserting in lieu thereof the following:

"An act to amend section five thousand nine hundred seventy-four (5974) of the Code, 1924, relating to definitions in the chapter entitled Street Improvements, Sewers and Special Assessments."

The bill was read for information.

Senator Romkey moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Clark	Kimberly	Shaff
Benson	Clearman	McLeland	Shane
Bergman	Ellis	Mills	Shinn
Breakenridge	Fackler	Nelson	Skromme
Brookhart	Fulton	Perkins	Slemmons
Brookins	Gunderson	Reed	Snook
Buser	Horchem	Rigby	Stoddard
Campbell	Johnston	Romkey	White
Cavanaugh	Kern	Schmedika	

Nays, 1.

Gilchrist

Absent or not voting, 14.

Bowman	Dean	Haskell	Rees
Browne	Dotts	Langfitt	Roberts
Cessna	Goodwin	Ramsey	Stanley
Darting	Hartman		

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

Senator Romkey moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Perkins, Senate File No. 307, a bill for an act to amend sections five thousand three (5003) and five thousand thirteen (5013) of the Code, 1924, relating to the handling of the motor vehicle license fees, a committee bill, was taken up and considered.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking the last two lines of section 3 and inserting in lieu thereof the following: "the Des Moines Capital, a newspaper published in Des Moines, Iowa, and the Sioux City Tribune, a newspaper published in Sioux City, Iowa."

The amendment was adopted.

Senator Perkins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Baird	Clearman	Johnston	Roberts
Benson	Darting	Kimberly	Romkey
Breakenridge	Dean	Langfitt	Schmedika
Brookins	Dotts	McLeland	Shaff
Browne	Ellis	Mills	Slemmons
Campbell	Fackler	Nelson	Stanley
Cavanaugh	Fulton	Perkins	Stoddard
Cessna	Horchem	Rigby	White

Nays, 4.

Clark	Shinn	Skromme	Snook
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Absent or not voting, 14.

Bergman	Gilchrist	Haskell	Reed
Bowman	Goodwin	Kern	Rees
Brookhart	Gunderson	Ramsey	Shane
Buser	Hartman		

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

Senator Perkins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Dean, Senate File No. 57, a bill for an act to fix and determine the rights of parties to actions on obligations secured by mortgages or deeds of trust on real estate, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by adding at the close of section 1 the following: "This section shall obtain as to every contract or agreement made on or after July 4th, 1925, any provision in any such contract or agreement to the contrary notwithstanding."

Also add the following as section 2:

"Sec. 2. No costs shall be taxed in favor of the plaintiff in any action to foreclose a real estate mortgage or deed of trust to land which was brought before the time fixed in the contract for the final maturity of the debt secured or sued on because of the claim of plaintiff that an accelerated maturity of such debt has happened on account of a default other than the non-payment of the principal when due, if the defendant shall plead and prove the following things:

(a) That he has tendered payment or performance of all of the broken conditions of the contract upon which the accelerated maturity of the debt is predicated, and

(b) That the plaintiff refused such tender.

(c) That defendant has deposited with the clerk of the courts where the action is pending all money necessary to make payment of such broken conditions, and offers to perform any decree which the court may make to insure compliance with every one of such broken conditions."

Senator Gilchrist offered the following amendments and moved their adoption:

Amend section 2 by adding to sub-section a the following: "all costs down to the time of the tender". Also amend section 2 by inserting in sub-section c after the word "conditions" the words "and costs".

Senator Horchem offered the following amendment as a substitute and moved its adoption:

Amend by striking out section 2.

The substitute was lost.

The amendment was adopted.

The bill was read for information.

Senator Dean moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Benson	Clearman	Johnston	Roberts
Bergman	Darting	Kern	Shane
Bowman	Dean	Kimberly	Shinn
Breakenridge	Dotts	Langfitt	Skromme
Brookhart	Ellis	McLeland	Slemmons
Buser	Fackler	Mills	Snook
Campbell	Fulton	Perkins	Stanley
Cavanaugh	Gilchrist	Rees	Stoddard
Cessna	Goodwin	Rigby	White
Clark	Horchem		

Nays, 3.

Baird	Ramsey	Reed
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Absent or not voting, 9.

Brookins	Hartman	Nelson	Schmedika
Browne	Haskell	Romkey	Shaff
Gunderson			

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

Senator Dean moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Mills, House File No. 148, a bill for an act to amend the provisions of chapter seventy-seven (77) of the Code, 1924, and to make further provisions for the regulation of employment offices or bureaus, was substituted for Senate File No. 139, taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Mills moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Clark	Haskell	Reed
Benson	Clearman	Horchem	Roberts
Bergman	Dean	Johnston	Schmedika
Bowman	Dotts	Kern	Shane
Breakenridge	Ellis	Kimberly	Skromme
Brookhart	Fackler	Langfitt	Slemmons
Browne	Fulton	McLeland	Snook
Buser	Gilchrist	Mills	Stanley
Campbell	Goodwin	Nelson	Stoddard
Cavanaugh	Hartman	Perkins	White
Cessna			

Nays, none.

Absent or not voting, 9.

Brookins	Ramsey	Rigby	Shaff
Darting	Rees	Romkey	Shinn
Gunderson			

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

Senator Mills moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

By unanimous consent Senator Mills withdrew Senate File No. 139 from further consideration.

HOUSE MESSAGE CONSIDERED

House File No. 392, a bill for an act creating a state banking board to advise with the superintendent of banking in administration of all banking laws.

Read first and second times.

By unanimous consent on request of Senator Shane, the rules were suspended and House File No. 392, a bill for an act creating a state banking board to advise with the superintendent of banking in administration of all banking laws, was taken up and considered.

Senator Buser raised the point of order that Senate File No. 289 was made a special order for 9:30 a. m. today and would take precedence now.

The President held the point not well taken.

The bill was read for information.

Senator Shane moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clark	Johnston	Schmedika
Benson	Clearman	Kimberly	Shaff
Bergman	Dean	Langfitt	Shane
Bowman	Dotts	McLeland	Skromme
Breakenridge	Gilchrist	Mills	Slemmons
Brookhart	Goodwin	Nelson	Snook
Brookins	Hartman	Perkins	Stanley
Campbell	Haskell	Reed	Stoddard
Cavanaugh	Horchem	Roberts	White
Cessna			

Nays, none.

Absent or not voting, 13.

Browne	Fackler	Kern	Rigby
Buser	Fulton	Ramsey	Romkey
Darting	Gunderson	Rees	Shinn
Ellis			

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

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

HOUSE MESSAGE CONSIDERED

House File No. 393, a bill for an act to amend the law as it appears in House File No. 129 of the Acts of the Forty-first General Assembly of Iowa as the same appears on file in the office of the secretary of state of Iowa, relating to public funds and the insurance and security thereof.

Read first and second times.

By unanimous consent on request of Senator Shane, the rules were suspended and House File No. 393, a bill for an act to amend the law as it appears in House File No. 129 of the Acts of the Forty-first General Assembly of Iowa as the same appears on file in the office of the secretary of state of Iowa, relating to public funds and the insurance and security thereof, was taken up and considered.

The bill was read for information.

Senator Brookhart moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Clark	Horchem	Rigby
Benson	Clearman	Johnston	Roberts
Bowman	Dean	Kern	Schmedika
Breakenridge	Dotts	Kimberly	Shane
Brookhart	Ellis	Langfitt	Shinn
Brookins	Fulton	McLeland	Skromme
Browne	Gilchrist	Mills	Slemmons
Buser	Goodwin	Nelson	Snook
Campbell	Gunderson	Perkins	Stanley
Cavanaugh	Hartman	Ramsey	Stoddard
Cessna	Haskell	Reed	White

Nays, 1.

Shaff

Absent or not voting, 5.

Bergman
Darting

Fackler

Rees

Romkey

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

Senator Brookhart moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Fulton moved that the Senate now proceed to take up the appropriation bills and claim bills as they appear on the calendar.

Senator Buser raised the point of order that Senate File No. 289 had been made a special order for 9:30 a. m. today and should be taken up now.

The President held the point well taken.

Senator Fulton withdrew the motion.

On motion of Senator Buser, Senate File No. 289, a bill for an act to repeal section three thousand seventy-six (3076) of the Code, 1924, relating to dairy products and to enact a substitute therefor and providing remedy for violation, a committee bill, was taken up and considered.

Senator Stoddard withdrew the following amendment previously filed:

Amend section one (1), line four (4) by adding after the word "Creamery" the words "or ice cream factory". Amend line six (6) by striking out the word "or" following the word "milk", and insert after the word "buttermilk" the words "or ice cream". Add after the period (.) in line seven (7) the following "In the case of ice cream the entire mix, except flavoring material, shall be pasteurized." Strike out the word "and" following the word "milk" in line ten (10) and insert after the word "cream" in the same line the words "and the mix in the case of ice cream". Also strike out the word "and" following the word "milk" in line fifteen (15) and insert after the word "cream" in the same line the words "and the mix in the case of ice cream". Also add after the word "creamery" in line fifteen (15) the words "or ice cream factory".

Senator Stoddard offered the following amendment and moved its adoption:

Amend proposed section 3076 by inserting after the word "milk" in line one (1) the word "ice cream". Insert after the word "creamery" in line two (2) the words "or ice cream factory". Insert after the word "milk" in line three (3) the words "ice cream".

Amend proposed section 3076-a1 by inserting in line one (1) sub-section one (1) after the word "milk" the words "ice cream." Also insert after the word "milk" in line one (1) of sub-section two (2) the words "ice cream".

Amend proposed section 3076-a2 by inserting after the word "creamery" in line two (2) the words "or ice cream factory".

Amend proposed section 3076-a3 by inserting after the word "creamery" in lines one (1) and two (2) the words "or ice cream factory."

Amend the title by inserting after the word "milk" in line two (2) the words "ice cream". Also by inserting after the word "cream" in line three (3) the words "ice cream".

Senator Goodwin moved the previous question, which motion prevailed.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 29.

Baird	Cavanaugh	Goodwin	Reed
Benson	Clark	Horchem	Rees
Bergman	Clearman	Johnston	Skromme
Bowman	Darting	McLeland	Slemmons
Breakenridge	Dotts	Mills	Stanley
Brookins	Ellis	Perkins	Stoddard
Browne	Gilchrist	Ramsey	White
Campbell			

Nays, 13.

Brookhart	Gunderson	Rigby	Shaff
Buser	Hartman	Roberts	Shinn
Cessna	Kern	Schmedika	Snook
Fulton			

Absent or not voting, 8.

Dean	Haskell	Langfitt	Romkey
Fackler	Kjmblerly	Nelson	Shane

The amendment was adopted.

Senator Romkey offered the following amendment and moved its adoption:

Amend by striking the period at the end of proposed section 3076 and inserting in lieu thereof a comma and adding the following:

"unless the same is produced from cows known to be free from tuberculosis as evidenced by a certificate issued within one year by a licensed veterinary."

Senator Shaff raised the point of order that the Senate had just passed on the particular question in this amendment, as the amendment by Senator Stoddard differed from the present law, and this amendment put it back under the law.

The President held the point not well taken.

Senator Fulton moved the previous question, which motion prevailed.

The amendment was lost.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Clark	Langfitt	Rigby
Benson	Darting	McLeland	Shaff
Bergman	Dean	Mills	Shane
Bowman	Ellis	Nelson	Skromme
Breakenridge	Goodwin	Perkins	Slemmons
Brookins	Hartman	Ramsey	Stanley
Browne	Horchem	Reed	Stoddard
Campbell	Johnston	Rees	White
Cavanaugh	Kimberly		

Nays, 11.

Brookhart	Clearman	Gilchrist	Shinn
Buser	Dotts	Kern	Snook
Cessna	Fulton	Schmedika	

Absent or not voting, 5.

Fackler	Haskell	Roberts	Romkey
Gunderson			

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

Senator Breakenridge offered the following amendment to the title and moved its adoption:

Amend by inserting after the figures "1924", in line 2 the following "and to enact a substitute therefor,".

The amendment was adopted and the title, as amended, was agreed to.

Senator Shaff moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Roberts, Senate File No. 204, a bill for an act to amend the law as it appears in section nine thousand two hundred twenty-three (9223) of the Code, 1924, relating to the limiting of liabilities to state and savings banks, and providing for civil liability for a violation thereof, was taken up and considered, the report of the committee having been previously adopted.

The bill was read for information.

Senator Roberts moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Baird	Dean	Horchem	Rees
Bergman	Ellis	Johnston	Rigby
Bowman	Fulton	Kimberly	Roberts
Brookins	Gilchrist	McLeland	Shaff
Buser	Goodwin	Mills	Shane
Cavanaugh	Gunderson	Nelson	Stanley
Clark	Hartman	Perkins	Stoddard
Darting	Haskell	Reed	

Nays, 13.

Benson	Dotts	Ramsey	Skromme
Brookhart	Kern	Schmedika	Snook
Campbell	Langfitt	Shinn	White
Clearman			

Absent or not voting, 6.

Breakenridge	Cessna	Romkey	Slemmons
Browne	Fackler		

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

Senator Roberts moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Fulton moved that the Senate now proceed to take up the appropriation bills and claim bills as they appear on the calendar.

Senator Brookins moved to amend by making the motion include "committee bills".

Senator Brookins withdrew the amendment.

The motion prevailed.

Senator Shinn moved that the Senate adjourn until 1:15 p. m.

The motion was lost.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 2nd day of April, 1925, sent to the governor for his approval:

Senate Files Nos. 91, 113, and 134.

F. C. STANLEY, *Chairman.*

The report was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stapley, from the joint committee on enrolled bills submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 223, 278, 288, 386, and 391.

F. C. STANLEY,
Chairman Senate Committee

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

HOUSE MESSAGE CONSIDERED

House File No. 342, a bill for an act to authorize the establishment, maintenance, and improvement of township parks, to au-

thorize the levy of taxes therefor, to regulate the expenditure of such funds, to authorize the acceptance of gifts, devises, and bequests of property for such purposes, and to grant power of eminent domain for said purpose.

Read first and second times and referred to sifting committee.

INTRODUCTION OF BILLS

Senate File No. 328, by sifting committee, a bill for an act relating to compensation of judges of the Supreme Court.

Read first and second times and placed on the calendar.

Senate File No. 329, by committee on appropriations, a bill for an act to make appropriations for the payment of state and other expenses.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator McLeland, Senate File No. 298, a bill for an act to appropriate the sum of eight hundred fifteen dollars and forty-eight cents to reimburse Joseph Kelso, Jr., of Bellevue, Iowa, for expenses incurred by him while a member of the Iowa state board of conservation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator McLeland moved that the reading just had be considered the third reading, which motion prevailed.

Senator McLeland invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clearman	Hartman	Rigby
Benson	Darting	Haskell	Roberts
Bergman	Dean	Horchem	Shane
Bowman	Dotts	Johnston	Shinn
Brookhart	Ellis	Langfitt	Skromme
Browne	Fackler	McLeland	Slemmons
Campbell	Fulton	Mills	Snook
Cavanaugh	Gilchrist	Nelson	Stanley
Cessna	Goodwin	Perkins	Stoddard
Clark	Gunderson	Ramsey	White

Nays, none.

Absent or not voting, 10.

Breakenridge	Kern	Rees	Schmedika
Brookins	Kimberly	Romkey	Shaff
Buser	Reed		

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

Senator McLeland moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Browne, Senate File No. 299, a bill for an act to provide an appropriation of one thousand dollars to indemnify Wilfird Hirt for damages alleged to have resulted to the claimant's automobile because of a collision between the claimant's automobile and a horse that was the property of the federal government and assigned to the Iowa National Guard, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Browne moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clearman	Haskell	Roberts
Benson	Darting	Horchem	Shane
Bergman	Dean	Johnston	Shinn
Bowman	Dotts	McLeland	Skromme
Brookhart	Ellis	Mills	Slemmons
Browne	Fackler	Nelson	Snook
Campbell	Fulton	Perkins	Stanley
Cavanaugh	Gilchrist	Ramsey	Stoddard
Cessna	Goodwin	Rigby	White
Clark			

Nays, none.

Absent or not voting, 13.

Breakenridge	Hartman	Langfitt	Romkey
Brookins	Kern	Reed	Schmedika
Buser	Kimberly	Rees	Shaff
Gunderson			

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

The journal of April 1st was corrected and approved.

On motion of Senator Brookhart the Senate adjourned until 1:15 p. m.

AFTERNOON SESSION

The Senate met pursuant to adjournment, President Kimball presiding.

THIRD READING OF BILLS

On motion of Senator Stoddard, Senate File No. 296, a bill for an act to provide an appropriation of three hundred fifty dollars to indemnify the Midwest State Bank of Sioux City, Iowa, because of the payment by said bank of a certain bonus warrant for an Iowa state bonus, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend section one (1) by striking from lines two (2) and three (3) the words "not otherwise appropriated", and insert the following: "in the Iowa state bonus fund."

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clearman	Horchem	Reed
Benson	Darting	Johnston	Rees
Bergman	Dean	Kimberly	Rigby
Breakenridge	Dotts	Langfitt	Shaff
Brookhart	Ellis	McLeland	Shane
Browne	Fackler	Mills	Slemmons
Campbell	Fulton	Nelson	Stanley
Cavanaugh	Gilchrist	Perkins	Stoddard
Cessna	Haskell	Ramsey	White
Clark			

Nays, 5.

Brookins
Buser

Gunderson

Shinn

Snook

Absent or not voting, 8.

Goodwin
Bowman

Hartman
Kern

Roberts
Romkey

Schmedika
Skromme

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Browne, Senate File No. 297, a bill for an act to appropriate the sum of thirty-six dollars and fifty-five cents to indemnify Lynn Clemens, and the sum of fifteen dollars to indemnify Fred McMullen, and the sum of four dollars to indemnify Robert McClaren, for clothing lost in a fire that occurred in the board of health offices at 10:30 a. m., on February 5, 1925, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Browne moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird

Cessna

Haskell

Roberts

Benson

Clark

Horchem

Rigby

Bergman

Clearman

Johnston

Shaff

Bowman

Darting

Kimberly

Shane

Breakenridge

Dean

Langfitt

Shinn

Brookhart

Dotts

McLeland

Slemmons

Brookins

Ellis

Mills

Snook

Browne

Fackler

Nelson

Stanley

Buser

Fulton

Perkins

Stoddard

Campbell

Gilchrist

Ramsey

White

Cavanaugh

Gunderson

Reed

Nays, none.

Absent or not voting, 7.

Goodwin
Hartman

Kern
Rees

Romkey
Schmedika

Skromme

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

SENATE FILE 296 RECONSIDERED

Senator Stoddard moved that the vote to reconsider Senate File No. 296 be taken from the table, which motion prevailed.

The motion to reconsider prevailed.

Senator Stoddard moved that the vote by which the bill passed to its third reading be reconsidered, which motion prevailed.

Senator Stoddard moved that the vote by which the committee amendment was adopted be reconsidered, which motion prevailed.

Senator Stoddard withdrew the amendment.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Darting	Johnston	Ramsey
Benson	Dean	Kern	Reed
Bergman	Dotts	Kimberly	Rigby
Breakenridge	Ellis	Langfitt	Shaff
Browne	Fulton	McLeland	Shane
Campbell	Gilchrist	Mills	Stanley
Cavanaugh	Goodwin	Nelson	Stoddard
Clark	Hartman	Perkins	White
Clearman	Horchem		

Nays, 8.

Brookhart	Buser	Rees	Shinn
Brookins	Gunderson	Roberts	Snook

Absent or not voting, 8.

Bowman	Fackler	Romkey	Skromme
Cessna	Haskell	Schmedika	Slemmons

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

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Darting, House File No. 230, a bill for an act to appropriate fourteen thousand five hundred seventy-eight (\$14,578.00) dollars for the purpose of purchasing seventy-eight and eighty one-hundredths (7880) acres of land in Mills county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Darting moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 43.

Baird	Clark	Johnston	Roberts
Benson	Clearman	Kern	Shaff
Bergman	Darting	Kimberly	Shane
Breakenridge	Dean	Langfitt	Shinn
Bowman	Dotts	McLeland	Skromme
Brookhart	Fackler	Mills	Slemmons
Brookins	Fulton	Nelson	Snook
Browne	Gilchrist	Perkins	Stanley
Campbell	Goodwin	Ramsey	Stoddard
Cavanaugh	Hartman	Reed	White
Cessna	Horchem	Rigby	

Nays, none.

Absent or not voting, 7.

Buser	Gunderson	Rees	Schmedika
Ellis	Haskell	Romkey	

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Darting moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clearman, House File No. 152, a bill for an act to make an appropriation to pay the claim of the city of Iowa City, for repairing and paving certain streets adjacent to the property of the state university located in Iowa City, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Darting	Johnston	Reed
Benson	Dean	Kern	Rigby
Bergman	Dotts	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookins	Fulton	McLeland	Skromme
Campbell	Gilchrist	Mills	Slemmons
Cavanaugh	Goodwin	Perkins	Stoddard
Clark	Haskell	Ramsey	White
Clearman	Horchem		

Nays, 5.

Brookhart	Nelson	Shinn	Snook
Buser			

Absent or not voting, 11.

Bowman	Fackler	Rees	Schmedika
Browne	Gunderson	Roberts	Stanley
Cessna	Hartman	Romkey	

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Bergman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh, House File No. 205, a bill for an act making an appropriation for the purpose of aiding in defraying the expenses of a national encampment of the United Spanish War Veterans to be held in this state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Cessna	Horchem	Reed
Benson	Clark	Johnston	Rees
Bergman	Darting	Kern	Rigby
Bowman	Dean	Kimberly	Shaff
Breakenridge	Dotts	Langfitt	Shane
Brookhart	Ellis	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Perkins	Stoddard
Campbell	Hartman	Ramsey	White
Cavanaugh	Haskell		

Nays, 1.

Snook

Absent or not voting, 7.

Clearman	Gunderson	Romkey	Stanley
Fackler	Roberts	Schmedika	

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Cavanaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Browne, Senate File No. 319, a bill for an act to reimburse Edgar R. Harlan, curator of the State Historical Department, for expenses incurred in attending the American Library Association meeting at Hot Springs, Arkansas, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Browne moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Cavanaugh	Gunderson	Reed
Benson	Cessna	Hartman	Rigby
Bowman	Clark	Haskell	Roberts
Breakenridge	Clearman	Horchem	Shaff
Brookhart	Darting	Langfitt	Shane
Brookins	Dean	Mills	Skromme
Browne	Dotts	Nelson	Stanley
Buser	Ellis	Perkins	Stoddard
Campbell	Fulton	Ramsey	White

Nays, none.

Absent or not voting, 14.

Bergman	Johnston	Rees	Shinn
Fackler	Kern	Romkey	Slemmons
Gilchrist	Kimberly	Schmedika	Snook
Goodwin	McLeland		

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Brookhart moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Browne, Senate File No. 295, a bill for an act to provide an appropriation of twelve hundred dollars to indemnify Joseph J. Roeder of Cedar Falls, Iowa, for damages sustained by him as the result of an injury while a student in the manual arts department of the Iowa State Teachers' College situated at Cedar Falls, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Browne moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clearman	Kimberly	Roberts
Benson	Dotts	Langfitt	Shaff
Bergman	Ellis	McLeland	Shane
Breakenridge	Fackler	Mills	Shinn
Brookhart	Fulton	Perkins	Skromme
Brookins	Gilchrist	Ramsey	Slemmons
Browne	Goodwin	Reed	Stanley
Buser	Gunderson	Rees	Stoddard
Campbell	Hartman	Rigby	White
Cavanaugh	Johnston		

Nays, none.

Absent or not voting, 12.

Bowman	Darting	Horchem	Romkey
Cessna	Dean	Kern	Schmedika
Clark	Haskell	Nelson	Snook

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Browne moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Browne, Senate File No. 320, a bill for an act making an appropriation for Roy De Groat because of injuries sustained by him while performing services while an inmate of the State Reformatory at Anamosa, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Dean	Horchem	Rigby
Benson	Dotts	Johnston	Shaff
Bergman	Ellis	Kimberly	Shane
Breakenridge	Fackler	Langfitt	Shinn
Brookhart	Fulton	McLeland	Skromme
Brookins	Gilchrist	Mills	Slemmons
Browne	Goodwin	Nelson	Snook
Buser	Gunderson	Perkins	Stanley
Cavanaugh	Hartman	Ramsey	Stoddard
Clearman	Haskell	Reed	White

Nays, none.

Absent or not voting, 10.

Bowman	Clark	Rees	Romkey
Campbell	Darting	Roberts	Schmedika
Cessna	Kern		

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Mills, House File No. 266, a bill for an act making an appropriation for the purchase and erection of suitable markers to mark the permanent training encampment places in the United States during the Spanish-American war of regiments of Iowa soldiers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by inserting after the word "of" in line 1 the word "any".

Senator Brookhart withdrew the amendment.

The bill was read for information.

Senator Mills moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Dean	Horchem	Rigby
Benson	Dotts	Johnston	Shaff
Bergman	Ellis	Kern	Shane
Brookhart	Fackler	Kimberly	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Cavanaugh	Goodwin	Perkins	Snook
Clark	Gunderson	Reed	Stanley
Clearman	Hartman	Rees	White
Darting	Haskell		
Nays, none.			

Absent or not voting, 12.

Bowman	Campbell	McLeland	Romkey
Breakenridge	Cessna	Ramsey	Schmedika
Buser	Langfitt	Roberts	Stoddard

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Mills moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Browne, House File No. 390, a bill for an

act to reimburse Hardin County, Iowa, for money expended in the care of a state patient at the state hospital for the insane at Independence, and making an appropriation to pay the same, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Browne moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Darting	Johnston	Schmedika
Benson	Dotts	Kern	Shaff
Bergman	Ellis	Kimberly	Shane
Brookhart	Fackler	Langfitt	Shinn
Brookins	Fulton	McLeland	Skromme
Browne	Gilchrist	Mills	Slemmons
Campbell	Goodwin	Perkins	Snook
Cavanaugh	Gunderson	Reed	Stanley
Clark	Hartman	Rees	Stoddard
Clearman	Horchem	Rigby	White

Nays, none.

Absent or not voting, 10.

Bowman	Cessna	Nelson	Roberts
Breakenridge	Dean	Ramsey	Romkey
Buser	Haskell		

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Browne moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Browne, Senate File No. 318, a bill for an act making an appropriation to compensate W. W. Hinshaw of Iowa City, Iowa, for injuries sustained by him in the line of duty while serving in the headquarter's company of the Iowa National Guard at Camp Dodge on October 13, 1919, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by adding as section 2 the following:

Sec. 2. This act being deemed of immediate importance shall be effective and in full force and effect after its publication in the Des Moines Capital, a newspaper published in the city of Des Moines, Iowa, and the Sioux City Tribune, a newspaper published in the city of Sioux City, Iowa.

The bill was read for information.

Senator Browne moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Darting	Horchem	Rigby
Benson	Dotts	Johnston	Shaff
Bergman	Ellis	Kern	Shane
Brookhart	Fackler	Langfitt	Shinn
Brookins	Fulton	McLeland	Skromme
Browne	Gilchrist	Mills	Slemmons
Campbell	Goodwin	Nelson	Snook
Cavanaugh	Gunderson	Perkins	Stoddard
Clark	Hartman	Ramsey	White
Clearman	Haskell	Reed	

Nays, none.

Absent or not voting, 11.

Bowman	Cessna	Rees	Schmedika
Breakenridge	Dean	Roberts	Stanley
Buser	Kimberly	Romkey	

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Browne moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rigby, Senate File No. 325, a bill for an act making an appropriation to compensate Dr. Paul E. Gibson of Monticello, Iowa, for professional services rendered, and to the John McDonald hospital of Monticello, Iowa, for services rendered and sundries furnished to Jack Noble, a person under the jurisdiction of the board of parole, a committee bill, taken up and considered.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clearman	Johnston	Rees
Benson	Darting	Kern	Rigby
Breakenridge	Dean	Kimberley	Shane
Brookhart	Dotts	Langfitt	Shinn
Brookins	Ellis	McLeland	Skromme
Browne	Fulton	Mills	Slemmons
Campbell	Gunderson	Perkins	Snook
Cavanaugh	Hartman	Ramsey	Stoddard
Cessna	Horchem	Reed	White
Clark			

Nays, none.

Absent or not voting, 13.

Bergman	Gilchrist	Nelson	Schmedika
Bowman	Goodwin	Roberts	Shaff
Buser	Haskell	Romkey	Stanley
Fackler			

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, Senate File No. 326, a bill for an act to provide for an exhibit of the arts, industries, and resources of the state of Iowa, at the Sesquicentennial International Exposition to be held in the city of Philadelphia, Pennsylvania, in the year 1926, and to make an appropriation therefore, a committee bill, taken up and considered.

Senator Buser offered the following amendment and moved its adoption:

Amend by striking from lines 3 and 4 of section 2 the words and figures "one hundred thousand dollars (\$100,000.00)" and inserting in lieu thereof the words and figures "fifty thousand dollars (\$50,000.00)".

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 25.

Brookhart	Dotts	Hartman	Shane
Brookins	Ellis	McLeland	Shinn
Buser	Fackler	Nelson	Skromme
Campbell	Fulton	Rees	Slemmons
Cavanaugh	Gilchrist	Roberts	Snook
Cessna	Gunderson	Schmedika	White
Darting			

Nays, 22.

Baird	Dean	Kimberly	Reed
Benson	Goodwin	Langfitt	Rigby
Bergman	Haskell	Mills	Shaff
Breakenridge	Horchem	Perkins	Stanley
Clark	Johnston	Ramsey	Stoddard
Clearman	Kern		

Absent or not voting, 3.

Bowman	Browne	Romkey
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The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clark	Hartman	Schmedika
Benson	Clearman	Haskell	Shane
Bergman	Darting	Horchem	Shinn
Breakenridge	Dean	Johnston	Skromme
Brookhart	Ellis	Kimberly	Slemmons
Brookins	Fackler	Nelson	Snook
Buser	Gilchrist	Perkins	Stanley
Campbell	Goodwin	Ramsey	Stoddard
Cavanaugh	Gunderson	Reed	White
Cessna			

Nays, 5.

Dotts	Mills	Rigby	Shaff
Kern			

Absent or not voting, 8.

Bowman	Fulton	McLeland	Roberts
Browne	Langfitt	Rees	Romkey

The bill having received a constitutional two-thirds ($\frac{2}{3}$) major-

ity was declared to have passed the Senate and the title was agreed to.

Senator Perkins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 49, 141, 177, 180, 190, 290, 291, and Senate Joint Resolution No. 1.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

On motion of Senator Breakenridge, House File No. 55, a bill for an act to appropriate six thousand five hundred twenty dollars and eighty-six cents (\$6520.86) for the purpose of paying drainage assessments against state owned land in connection with the drainage of Mud Lake, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird
Benson
Bergman
Breakenridge
Brookhart
Brookins
Buser
Campbell
Cavanaugh
Cessna

Clark
Clearman
Darting
Dean
Dotts
Fulton
Gilchrist
Goodwin
Gunderson
Hartman

Haskell
Horchem
Kern
Kimberly
McLeland
Mills
Nelson
Perkins
Reed

Rigby
Schmedika
Shaff
Shane
Skromme
Slemmons
Stanley
Stoddard
White

Nays, 1.

Shinn

Absent or not voting, 11.

Bowman
Browne
Ellis

Fackler
Johnston
Langfitt

Ramsey
Rees
Roberts

Romkey
Snook

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Breakenridge moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, the rules were suspended and Senate File No. 329, a bill for an act to make appropriations for the payment of state and other expenses, a committee bill, taken up and considered.

Senator Buser offered the following amendments and moved their adoption:

Amend by striking the words and figures "one hundred dollars (\$100.00)" from line 3 of section 2 and inserting in lieu thereof the words and figures "twenty-five dollars (\$25.00)". Also amend by striking the words and figures "one hundred dollars (\$100.00)" from line 3 of section 3 and inserting in lieu thereof the words and figures "twenty-five dollars (\$25.00)".

The amendments were adopted.

Senator Stoddard offered the following amendments and moved their adoption:

Amend by adding the following: "Sec. 14. Executive Council. To cover the cost of installing new blinds in both the Senate and House Chamber, the sum of three thousand dollars (\$3,000.00), or so much thereof as may be necessary."

Also amend by adding the following: "Sec. 15. To Mabel Saverude for two days services as clerk to Senator Ramsey, January 30th and 31st, the sum of eight dollars (\$8.00)".

The amendments were adopted.

The bill was read for information.

Senator Stoddard moved that the rules be suspended and the

reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clark	Hartman	Reed
Benson	Clearman	Haskell	Shaff
Breakenridge	Darting	Horchem	Shane
Brookhart	Dean	Johnston	Shinn
Brookins	Dotts	Kern	Skromme
Browne	Ellis	Kimberly	Slemmons
Buser	Fulton	McLeland	Stanley
Campbell	Gilchrist	Nelson	Stoddard
Cavanaugh	Goodwin	Ramsey	White
Cessna			

Nays, 3.

Roberts	Schmedika	Snook
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Absent or not voting, 10.

Bergman	Gunderson	Perkins	Rigby
Bowman	Langfitt	Rees	Romkey
Fackler	Mills		

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill just passed the Senate be reconsidered, and that the motion to reconsider be laid upon the table which motion prevailed.

On motion of Senator Schmedika, House File No. 135, a bill for an act to compensate Captain Charles L. Dunn for services rendered pursuant to call into active service of the Iowa National Guard by the Governor of Iowa, April 12, 1917, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Schmedika moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Baird	Browne	Clark	Ellis
Benson	Buser	Clearman	Fulton
Bowman	Campbell	Darting	Gilchrist
Breakenridge	Cavanaugh	Dean	Gunderson
Brookins	Cessna	Dotts	Hartman

Haskell
Horchem
Johnston
Kern
Kimberly
Langfitt

McLeland
Nelson
Perkins
Reed
Rigby

Roberts
Schmedika
Shane
Shinn
Skromme

Slemmons
Snook
Stanley
Stoddard
White

Nays, none.

Absent or not voting, 9.

Bergman
Brookhart
Fackler

Goodwin
Mills

Ramsey
Rees

Romkey
Shaft

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buser, House File No. 151, a bill for an act to legalize the incorporation, including the notice of incorporation and the publication thereof, and the corporate acts and proceedings relating to the incorporation of the Van Nostrand Saddlery Company of Muscatine, Iowa, was taken up and considered.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird
Benson
Bowman
Breakenridge
Brookhart
Brookins
Browne
Buser
Campbell
Cavanaugh
Cessna

Clark
Clearman
Darting
Dean
Dotts
Ellis
Fackler
Fulton
Gilchrist
Goodwin
Gunderson

Hartman
Haskell
Horchem
Johnston
Kern
Kimberly
Langfitt
McLeland
Nelson
Perkins
Reed

Rees
Rigby
Roberts
Schmedika
Shane
Shinn
Skromme
Slemmons
Snook
Stoddard
White

Nays, none.

Absent or not voting, 6.

Bergman
Mills

Ramsey
Romkey

Shaft

Stanley

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

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brookhart, Senate File No. 143, a bill for an act to amend section sixty-nine hundred forty-four (6944) of the Code, 1924, relating to exemptions or set-offs to mortgagors on real estate from taxation, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend the title by striking out of line one (1) the words "forty-four" and the figures "(6944)", and inserting in lieu thereof the words "fifty-nine" and the figures "(6959)".

Amend by striking all after the enacting clause and substituting therefor the following:

"Section 1. Section sixty-nine hundred fifty-nine (6959) of the Code, 1924, is hereby amended by adding at the end thereof the following: Every owner of real estate assessed under this section, upon which there is an unpaid mortgage, when assessed, shall, in addition to listing his real estate, also list with the assessor the amount of the mortgage upon such real estate with the name and address of the mortgagee, which shall be reported by the assessor as part of the assessment roll, and the auditor in computing the taxes on such real estate shall give such owner an exemption or set-off against his taxes on said real estate in an amount equal to six mills on the dollar based on the amount of the unpaid mortgage, unless said mortgage is claimed as a set-off against moneys and credits by the land owner."

The bill was read for information.

Senator Brookhart moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Benson
Bowman
Breakenridge
Brookhart
Brookins
Browne
Campbell
Cavanaugh
Cessna

Clark
Clearman
Darting
Dean
Dotts
Ellis
Fackler
Fulton
Gilchrist

Gunderson
Hartman
Haskell
Horchem
Kern
Kimberly
Langfitt
Nelson
Reed

Rees
Roberts
Schmedika
Shinn
Skromme
Slemmons
Snook
White

Nays, 5.

Baird
Buser

Goodwin

Johnston

Stoddard

Absent or not voting, 10.

Bergman
McLeland
Mills

Perkins
Ramsey
Rigby

Romkey
Shaff

Shane
Stanley

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

Senator Brookhart moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Schmedika, Senate File No. 272, a bill for an act to legalize a special election of the city of Webster City, Hamilton county, Iowa, held on March 22, 1920, and \$75,000 gas works bonds of said city dated August 2, 1920, with report of committee recommending passage was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Schmedika moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird
Benson
Bergman
Bowman
Brookhart
Brookins
Browne
Buser
Campbell
Cessna

Clark
Clearman
Dean
Dotts
Ellis
Fackler
Fulton
Gilchrist
Goodwin
Gunderson

Hartman
Haskell
Horchem
Johnston
Kern
Kimberly
Langfitt
McLeland
Rees
Roberts

Schmedika
Shane
Shinn
Skromme
Slemmons
Snook
Stanley
Stondard
White

Nays, none.

Absent or not voting, 11.

Breakenridge
Cavanaugh
Darting

Mills
Nelson
Perkins

Ramsey
Reed
Rigby

Romkey
Shaff

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

Senator Schmedika moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Haskell, House File No. 82, a bill for an act legalizing the franchise of the Rolfe Light and Power Company in the towns of Rolfe, Plover, Mallard and Curlew in the state of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Haskell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clark	Haskell	Rees
Benson	Darting	Horchem	Rigby
Bergman	Dean	Johnston	Roberts
Brookhart	Dotts	Kern	Schmedika
Brookins	Ellis	Kimberly	Shane
Browne	Fackler	Langfitt	Slemmons
Buser	Fulton	McLeland	Snook
Campbell	Gilchrist	Mills	Stanley
Cavanaugh	Gunderson	Nelson	Stoddard
Cessna	Hartman	Ramsey	White

Nays, 1.

Shinn

Absent or not voting, 9.

Bowman	Goodwin	Reed	Shaff
Breakenridge	Perkins	Romkey	Skromme
Clearman			

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

Senator Haskell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Haskell, House File No. 84, a bill for an act legalizing certain franchises of Britt Light and Power Company in the towns of Britt, Crystal Lake, Wesley and Woden in the state of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Haskell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Benson	Darting	Haskell	Roberts
Bergman	Dean	Horchem	Schmedika
Brookhart	Dotts	Johnston	Shaff
Brookins	Ellis	Kimberly	Shane
Browne	Fackler	McLeland	Slemmons
Buser	Gilchrist	Mills	Snook
Campbell	Goodwin	Reed	Stanley
Cavanaugh	Gunderson	Rees	Stoddard
Clark	Hartman	Rigby	White
Clearman			

Nays, 1.

Shinn

Absent or not voting, 12.

Baird	Cessna	Langfitt	Ramsey
Bowman	Fulton	Nelson	Romkey
Breakenridge	Kern	Perkins	Skromme

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

Senator Haskell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark, Senate File No. 275, a bill for an act authorizing the transfer of certain funds in Cedar township, Monroe county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clearman	Horchem	Roberts
Benson	Darting	Johnston	Schmedika
Bergman	Dean	Kimberly	Shaff
Brookhart	Dotts	McLeland	Shane
Brookins	Fackler	Mills	Slemmons
Browne	Fulton	Ramsey	Snook
Buser	Gilchrist	Reed	Stanley
Campbell	Goodwin	Rees	Stoddard
Cavanaugh	Hartman	Rigby	White
Clark	Haskell		

Nays, none.

Absent or not voting, 12.

Bowman	Ellis	Langfitt	Romkey
Breakenridge	Gunderson	Nelson	Shinn
Cessna	Kern	Perkins	Skromme

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

Senator Clark moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File No. 89, a bill for an act to require county auditors to deliver certain former statutes to the superintendent of printing.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 216, a bill for an act relating to motor vehicle license fees.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 39, a bill for an act relating to the division of the state into judicial districts, and increasing the number of judges in the

ninth judicial district and providing a method of filling the additional offices created.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 379, a bill for an act to define motor carriers.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 380, a bill for an act relating to the supervision and regulation of motor vehicle carriers by the board of railroad commissioners.

Also, that the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File No. 61, a bill for an act relating to nominations by primary elections and the number of votes necessary to a nomination.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator Gilchrist, House File No. 140, a bill for an act to amend section five thousand seven hundred twenty-one (5721) of the Code, 1924, relating to revision of ordinances, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Strike out all after the word "following:" in line three (3) of the said file and insert the following:

"When a town revises its ordinances, it shall file a typewritten copy of the revision in the office of the town clerk and publish a notice once each week for three (3) consecutive weeks in a newspaper published in the town, stating that its ordinances have been revised and that a copy of the revision is on file in the clerk's office for public inspection. The notice shall give the number and title of each ordinance. In case no newspaper is published in the town, the town clerk shall post the notice in three (3) public places within the town."

The bill was read for information.

Senator Gilchrist moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird
Benson
Bergman

Bowman
Brookhart
Brookins

Browne
Buser
Campbell

Cavanaugh
Clark
Clearman

Darting	Hartman	Mills	Shane
Dean	Haskell	Reed	Shinn
Dotts	Horchem	Rees	Skromme
Ellis	Johnston	Rigby	Snook
Fackler	Kimberly	Roberts	Stanley
Gilchrist	Langfitt	Schmedika	Stoddard
Goodwin	McLeland	Shaff	White

Nays, 1.

Ramsey

Absent or not voting, 9.

Breakenridge	Gunderson	Nelson	Romkey
Cessna	Kern	Perkins	Slemmons
Fulton			

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

Senator Gilchrist moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Bergman called up for consideration Senate File No. 216, amended by the House, and moved that the Senate concur in the following amendments:

Amend section two by striking all after line seven (7) and substituting in lieu thereof the following:

"For 1 ton or less capacity.....	\$ 15.00 per annum
For 1½ ton capacity	25.00 per annum
For 2 ton capacity	40.00 per annum
For 2½ ton capacity	65.00 per annum
For 3 ton capacity	100.00 per annum
For 3½ ton capacity	130.00 per annum
For 4 ton capacity	160.00 per annum
For 4½ ton capacity	200.00 per annum
For 5 ton capacity	250.00 per annum
For 6 ton capacity	300.00 per annum."

Amend section three by striking all after line seven (7) and substituting in lieu thereof the following:

"For 1 ton or less capacity	\$ 25.00 per annum
For 1½ ton capacity	40.00 per annum
For 2 ton capacity	65.00 per annum
For 2½ ton capacity	90.00 per annum
For 3 ton capacity	125.00 per annum

For 3½ ton capacity	160.00 per annum
For 4 ton capacity	200.00 per annum
For 4½ ton capacity	250.00 per annum
For 5 ton capacity	300.00 per annum
For 6 ton capacity	350.00 per annum."

Amend by adding to said bill the following as section five (5):

"Sec. 5. This act shall become effective December 1, 1925."

On the question "Shall the Senate concur?" the vote was:

Ayes, 41.

Baird	Dean	Kern	Schmedika
Benson	Dotts	Kimberly	Shaff
Bergman	Ellis	Langfitt	Shane
Breakenridge	Fackler	McLeland	Shinn
Brookhart	Fulton	Mills	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Browne	Hartman	Ramsey	Snook
Campbell	Haskell	Reed	Stanley
Cavanaugh	Horchem	Rigby	Stoddard
Clark	Johnston	Roberts	White
Clearman			

Nays, none.

Absent or not voting, 9.

Bowman	Darting	Gunderson	Rees
Buser	Goodwin	Perkins	Romkey
Cessna			

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Clearman called up for consideration Senate File No. 50, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking section five (5) from the bill.

On the question "Shall the Senate concur?" the vote was:

Ayes, 39.

Baird	Clark	Horchem	Rigby
Benson	Clearman	Johnston	Roberts
Bergman	Dean	Kern	Schmedika
Bowman	Dotts	Kimberly	Shane
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Ramsey	Snook
Campbell	Hartman	Reed	White
Cavanaugh	Haskell	Rees	

Nays, none.

Absent or not voting, 11.

Breakenridge	Ellis	Perkins	Stanley
Cessna	Gunderson	Romkey	Stoddard
Darting	Langfitt	Shaff	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On motion of Senator Haskell, House File No. 376, a bill for an act to legalize the action of the board of supervisors of Linn county, Iowa, in connection with the letting of contracts for certain bridges and culverts and to legalize such contracts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Haskell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Cessna	Hartman	Reed
Benson	Clark	Haskell	Rigby
Bergman	Clearman	Horchem	Shane
Brookhart	Dean	Johnston	Shinn
Brookins	Dotts	Kern	Skromme
Browne	Fackler	Kimberly	Slemmons
Buser	Gilchrist	McLeland	Snook
Campbell	Goodwin	Mills	White
Cavanaugh			

Nays, 1.

Schmedika

Absent or not voting, 16.

Bowman	Fulton	Perkins	Romkey
Breakenridge	Gunderson	Ramsey	Shaff
Darting	Langfitt	Rees	Stanley
Ellis	Nelson	Roberts	Stoddard

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

Senator Haskell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Dean, House File No. 119, a bill for an act authorizing the counties to enter upon private property for the purpose of prospecting for gravel, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Dean moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Baird	Clark	Haskell	Shaff
Benson	Dean	Horchem	Shane
Bergman	Dotts	Johnston	Shinn
Brookhart	Fackler	Kimberly	Skromme
Brookins	Gilchrist	McLeland	Slemmons
Browne	Goodwin	Mills	Stoddard
Cavanaugh	Gunderson	Reed	White
Cessna	Hartman	Rigby	

Nays, none.

Absent or not voting, 19.

Bowman	Darting	Nelson	Romkey
Breakenridge	Ellis	Perkins	Schmedika
Buser	Fulton	Ramsey	Snook
Campbell	Kern	Rees	Stanley
Clearman	Langfitt	Roberts	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dean moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

H. F. 14 MADE SPECIAL ORDER

Senator Shinn moved that House File No. 14 be made a special order for 9 a. m. Friday, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Browne, House File No. 150, a bill for an act to legalize the establishment of the independent school district of Baldwin, Jackson county, Iowa, and all the acts and proceedings of said school district, and all acts and proceedings of the board of directors thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Browne moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clearman	Johnston	Schmedika
Benson	Dean	Kern	Shaff
Bowman	Dotts	Kimberly	Shane
Brookins	Fackler	Langfitt	Shinn
Browne	Fulton	McLeland	Skromme
Buser	Gilchrist	Mills	Slemmons
Campbell	Goodwin	Nelson	Snook
Cavanaugh	Gunderson	Rees	Stoddard
Cessna	Horchem	Rigby	White
Clark			

Nays, none.

Absent or not voting, 13.

Bergman	Ellis	Perkins	Roberts
Breakenridge	Hartman	Ramsey	Romkey
Brookhart	Haskell	Reed	Stanley
Darting			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buser, Senate File No. 253, a bill for an act to amend section seven thousand two hundred twenty-five (7225) and section seven thousand two hundred thirty-two (7232), and to repeal section seven thousand two hundred twenty-seven (7227) and section seven thousand two hundred thirty-three (7233) of chapter three hundred forty-six (346) of title XVI (sixteen) of the Code of 1924, relating to the compensation of delinquent tax collectors and to the monthly apportionment of taxes

and interest, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by adding immediately after section 4 the following:

"Sec. 4-a1. Capitol extension tax. All accounts in the office of the auditor of state and of the county auditors and treasurers of the several counties showing the amount of delinquent taxes levied under the authority of chapter fourteen (14), acts thirty-fifth (35th) general assembly, are hereby cancelled, and the amount of such delinquent taxes shall be transferred and added to the accounts showing the amount of delinquent taxes levied for general state purposes."

Further amend by striking out the title and by inserting in lieu thereof the following:

"A BILL FOR

An act to amend section seven thousand two hundred twenty-five (7225) and section seven thousand two hundred thirty-two (7232), and to repeal section seven thousand two hundred twenty-seven (7227) and section seven thousand two hundred thirty-three (7233), Code, 1924, relating to the compensation of delinquent tax collectors and to the monthly apportionment of taxes and interest, and to cancel certain accounts relative to former levies for capitol extension."

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Clark	Hartman	Reed
Benson	Clearman	Haskell	Rigby
Bergman	Dotts	Horchem	Shaff
Bowman	Ellis	Johnston	Shane
Breakenridge	Fackler	Kern	Skromme
Brookins	Fulton	Langfitt	Snook
Browne	Gilchrist	McLeland	Stoddard
Campbell	Goodwin	Mills	White
Cavanaugh	Gunderson	Nelson	

Nays, none.

Absent or not voting, 15.

Brookhart	Dean	Rees	Shinn
Buser	Kimberly	Roberts	Slemmons
Cessna	Perkins	Romkey	Stanley
Darting	Ramsey	Schmedika	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, Senate File No. 230, a bill for an act to amend, revise, and codify sections eleven thousand nine hundred three (11903) and eleven thousand nine hundred four (11904), Code 1924, relating to the service of notice in proceedings for the administration of the estate of absentees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by striking the word "sending" from line 19 of section 1 and inserting in lieu thereof the word "mailing".

The amendment was adopted.

Senator Benson moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 32.

Baird	Campbell	Hartman	Schmedika
Benson	Cavanaugh	Haskell	Shaff
Bergman	Clearman	Johnston	Shane
Bowman	Dotts	Kimberly	Skromme
Breakenridge	Ellis	Langfitt	Slemmons
Brookhart	Gilchrist	McLeland	Snook
Brookins	Goodwin	Reed	Stoddard
Browne	Gunderson	Rees	White

Nays, 2.

Nelson	Roberts
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Absent or not voting, 16.

Buser	Dean	Kern	Rigby
Cessna	Fackler	Mills	Romkey
Clark	Fulton	Perkins	Shinn
Darting	Horchem	Ramsey	Stanley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Goodwin, Senate File No. 292, a bill for an act to authorize certain cities or towns to contract for the joint use of sanitary sewer systems in such cities or towns for outlet purposes; to construct the necessary connecting line or lines of sanitary sewers in furtherance of such contract and to levy special assessments on benefited property for the cost thereof and providing for the payment of annual charge therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Goodwin offered the following amendment and moved its adoption:

Amend by adding as sections three and four respectively the following:

Section 3. The provisions of section five thousand nine hundred ninety-three (5993), Code of Iowa, 1924, relative to preliminary plat and schedule shall not apply to this act but before the preparation of the plat and schedule for the levying of the special assessments authorized herein, the city or town council shall by resolution describe the property abutting upon any line of sanitary sewer in such city or town, or adjacent thereto, which it is contemplated to assess for the cost and expense of constructing such connecting line or lines of sewer and the amount agreed upon to be paid for the use of the sanitary sewer system of such other city or town, except the annual charge agreed upon; hearing shall be had upon such resolution at a date fixed by the city council and notice of said hearing shall be given by two publications in each of two newspapers published in said city or town if there be that number, otherwise in one and by hand bills posted in conspicuous places along the line or lines of such sanitary sewers in said city or town. Said notice shall describe the property proposed to be assessed and said hearing shall be not less than twenty days after the date of the first publication of said notice; any property owner whose property it is contemplated to assess may appeal and protest against the passage of said resolution.

Section 4. Sewer certificates or sewer bonds may be issued in anticipation of the special assessments authorized by this act and the same negotiated, as provided for in chapter three hundred eleven (311), Code of Iowa, 1924.

Also further amend the bill by renumbering the present sections three and four as sections five and six.

The amendments were adopted.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clark	Hartman	Rigby
Benson	Clearman	Haskell	Roberts
Bergman	Dean	Horchem	Shaff
Bowman	Dotts	Johnston	Shane
Breakenridge	Ellis	Kern	Shinn
Brookhart	Fackler	Kimberly	Skromme
Browne	Fulton	Langfitt	Slemmons
Campbell	Gilchrist	Perkins	Snook
Cavanaugh	Goodwin	Ramsey	Stoddard
Cessna	Gunderson	Reed	White

Nays, none.

Absent or not voting, 10.

Brookins	McLeland	Rees	Schmedika
Buser	Mills	Romkey	Stanley
Darting	Nelson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Cavanaugh, House File No. 251, a bill for an act to repeal sections one hundred twenty-seven (127) and one hundred twenty-eight (128) of chapter ten (10), and section two hundred thirty-two (232) of chapter fifteen (15), and to amend section two hundred forty-six (246) of chapter sixteen (16), of the Code, 1924, relating to the compilation and distribution of the Biennial Report of expenditures by the Auditor of State, was taken up and considered.

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Clearman	Haskell	Schmedika
Benson	Dean	Horchem	Shaff
Bergman	Dotts	Johnston	Shane
Breakenridge	Ellis	Kern	Skromme
Brookhart	Fackler	Langfitt	Slemmons
Browne	Fulton	Perkins	Snook
Buser	Goodwin	Ramsey	Stoddard
Campbell	Gunderson	Rigby	White
Cavanaugh	Hartman		

Nays, none.

Absent or not voting, 16.

Bowman	Darting	Mills	Roberts
Brookins	Gilchrist	Nelson	Romkey
Cessna	Kimberly	Reed	Shinn
Clark	McLeland	Rees	Stanley

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Cavanaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Campbell, House File No. 113, a bill for an act describing the manner of distributing state aid for the use of the state horticultural society connected with the department of agriculture, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by inserting after the word "president" in line four (4), the words "and secretary".

The bill was read for information.

Senator Campbell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Cessna	Gunderson	Rigby
Benson	Clearman	Hartman	Roberts
Bergman	Clark	Horchem	Schmedika
Bowman	Dean	Johnston	Shinn
Breakenridge	Fackler	Kern	Skromme
Brookhart	Fulton	Langfitt	Slemmons
Browne	Dotts	Perkins	Snook
Campbell	Gilchrist	Ramsey	White
Cavanaugh	Goodwin	Reed	

Nays, none.

Absent or not voting, 15.

Brookins	Haskell	Nelson	Shane
Buser	Kimberly	Rees	Stanley
Darting	McLeland	Romkey	Stoddard
Ellis	Mills	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Campbell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clearman, Senate Sile No. 217, a bill for an act to authorize the state board of education to erect, control, and manage dormitories in connection with the state educational institutions, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was adopted:

Amend by inserting a comma (,) in line three, section five, following the word "obligations" and adding the following:
"including principal and interest,".

Further action was deferred.

HOUSE CONCURRENT RESOLUTION NO. 17 CONSIDERED

Senator Rigby called up the following resolution and moved its adoption:

Whereas, farm lands and real estate are bearing an excessive share of the burdens of government out of all proportion to the earning capacity, and

Whereas, the Fortieth General Assembly in extra session seeking to

remedy this inequality, revised the statute regarding valuation for assessment to read as follows:

"7109. Actual, assessed, and taxable value. All property subject to taxation shall be valued at its actual value which shall be entered opposite each item, and, except as otherwise provided, shall be assessed at twenty-five per cent of such actual value. Such assessed value shall be taken and considered as the taxable value of such property upon which the levy shall be made. In arriving at said actual value the assessor shall take into consideration its productive and earning capacity, if any, past, present, and prospective, its market value, if any, and all other matters that affect the actual value of the property; and the burden of proof shall be upon any complainant attacking such valuation as excessive, inadequate, or inequitable." Now, therefore,

Be It Resolved by the House, the Senate concurring, That the executive council be instructed to immediately recommend to the local county auditors and township assessors and all local equalizing boards that assessments be made in conformity with the provisions of this new law and advise them that the executive council is ready to make a readjustment of valuations in conformity with this statute.

The resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Horchem, Senate File No. 235, a bill for an act to amend section nineteen hundred twelve (1912), Code 1924, relating to the jurisdiction of the board of conservation and public parks, was taken up and considered, the report of the committee having been previously adopted.

Senator Horchem offered the following amendment and moved its adoption:

Amend Senate File 235 by substituting for section 1 the following:

Sec. 1. Amend chapter 87 of Code, 1924, by adding the following section:

1829. Certain state lands. The state board of conservation shall, in addition to the jurisdiction granted to it over meandereed streams, and lakes and the state lands bordering thereon, have jurisdiction over all other state owned lands which are not by law under the jurisdiction of any other official or official body, but the particular lands herein referred to as "other state owned lands" shall not be established as a public park except with the approval of the executive council.

1830. Leases and rentals. Said board may rent such "other state owned lands," but all leases shall be subject to the right of the state to sell said land at any time. All rentals shall be credited to the state board of conservation fund.

1831. Sale. The board may, at any time and on such terms as it may specify and with the approval of the executive council, sell any part of

such "other state owned lands" specified in the second preceding section. The proceeds of all sales shall be credited to the general fund of the state.

1832. Appraisal. Sales under the preceding section shall not be made at less than the appraised value which shall be determined by three (3) appraisers appointed by the chief justice of the supreme court on application made by the said board of conservation.

The amendment was adopted.

The bill was read for information.

Senator Horchem moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 21.

Benson	Dean	Gilchrist	Reed
Bergman	Dotts	Goodwin	Rigby
Breakenridge	Ellis	Gunderson	Skromme
Cavanaugh	Fackler	Johnston	Slemmons
Clark	Fulton	Perkins	Stoddard
Clearman			

Nays, 7.

Brookhart	Buser	Horchem	Snook
Browne	Cessna	Shinn	

Absent or not voting, 22.

Baird	Haskell	Nelson	Schmedika
Bowman	Kern	Ramsey	Shaff
Brookins	Kimberly	Rees	Shane
Campbell	Langfitt	Roberts	Stanley
Darting	McLeland	Romkey	White
Hartman	Mills		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MOTION TO RECONSIDER FILED

MR. PRESIDENT: I move to reconsider the vote by which Senate File No. 235 failed to pass the Senate.

B. J. HORCHEM.

On motion of Senator Stoddard, House File No. 305, a bill for an act to amend and revise sections sixty hundred eighty (6080) and sixty hundred eighty-one (6081) of the Code, 1924, relating to improving water courses in cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

Senator Stoddard invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Baird	Cessna	Fulton	Perkins
Benson	Clark	Gilchrist	Reed
Bergman	Clearman	Goodwin	Rigby
Breakenridge	Dean	Horchem	Roberts
Browne	Dotts	Johnston	Slemmons
Campbell	Ellis	Kern	Snook
Cavanaugh	Fackler	Langfitt	Stoddard

Nays, 7.

Bowman	Gunderson	Schmedika	Skronme
Buser	Nelson	Shinn	

Absent or not voting, 15.

Brookhart	Haskell	Ramsey	Shane
Brookins	Kimberly	Rees	Stanley
Darting	McLeland	Romkey	White
Hartman	Mills	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Ellis, Senate Joint Resolution No. 4, a joint resolution for promoting in the public schools of Iowa a better understanding of the Constitution of the United States as actually in force, a committee bill, was taken up and considered.

The bill was read for information.

Senator Ellis moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 18.

Baird	Dean	Johnston	Rigby
Bergman	Fulton	Langfitt	Skromme
Campbell	Gilchrist	Perkins	Slemmons
Cavanaugh	Goodwin	Reed	Stoddard
Clearman	Horchem		

Nays, 8.

Buser	Ellis	Roberts	Shinn
Cessna	Nelson	Schmedika	Snook

Absent or not voting, 24.

Benson	Clark	Haskell	Rees
Bowman	Darting	Kern	Romkey
Breakenridge	Dotts	Kimberly	Shaff
Brookhart	Fackler	McLeland	Shane
Brookins	Gunderson	Mills	Stanley
Browne	Hartman	Ramsey	White

The resolution having failed to receive a constitutional majority was declared to have failed to pass the Senate.

CALL OF SENATE ON H. F. 14

MR. PRESIDENT: The undersigned Senators hereby ask a call of the Senate in and during the further consideration of the appropriation bill, being House File No. 14:

ED H. CAMPBELL.	C. B. KERN.
D. W. KIMBERLY.	LARS J. SKROMME.
A. J. SHINN.	FRANK SHANE.
H. C. WHITE.	G. S. HARTMAN.
WM. SCHMEDIKA.	W. E. MCLELAND.
C. F. JOHNSTON.	B. M. STODDARD.
W. J. GOODWIN.	G. F. SLEMMONS.
I. N. SNOOK.	E. E. CAVANAUGH.
J. A. NELSON.	W. J. BREAKENRIDGE.
J. L. BROOKHART.	F. C. GILCHRIST.

AMENDMENTS FILED

I move to amend House File No. 14, section 48, by striking lines 41 to 45 inclusive, lines 55 to 59 inclusive, lines 68 to 72 inclusive, lines 81 to 85 inclusive, lines 97 to 101 inclusive, lines 114 to 118 inclusive, lines 127 to 131 inclusive, lines 148 to 153 inclusive, lines 174 to 178 inclusive, lines 190 to 194 inclusive, lines 207 to 211 inclusive, lines 220 to 224 inclusive, lines 240 to 244 inclusive, lines 257 to 261 inclusive, and lines 278 to 282 inclusive, and substitute therefor after line 277 the following:

The appropriations in this section for salaries, support and maintenance shall be available monthly in twenty-four (24) equal installments; and those for salaries of guards and turnkeys and for special purposes shall be available as required during the biennium.

C. J. FULTON.

I move to amend House File No. 14 by striking from section 49 lines 48 to 54 inclusive and lines 95 to 101 inclusive.

C. J. FULTON.

I move to amend House File No. 14 by striking section fifty-six (56) down to the word "This" in line sixteen (16), and substituting the following:

Sec. 56. 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, partially or wholly use appropriations for specific purposes, other than those for salaries, wages, or per diems, for other purposes properly within the scope of such department, institution, or agency.

C. J. FULTON.

MR. PRESIDENT: I move to amend House File No. 14 by striking from lines one (1), five (5), and ten (10) of section fifty-seven (57) the word "other"; by striking the semicolon (;) after the word "act" in line four (4) and inserting a period (.); by striking the word "and" in line four (4) and beginning the word "if" with a capital letter; by striking from line five (5) the word "such"; by striking from line seven (7) the word "any" before the word "governing" and substituting the word "the"; and by striking from lines eight (8) and eleven (11) the word "any".

C. J. FULTON.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate Joint Resolution No. 4 failed to pass the Senate.

LLOYD ELLIS.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 130, 106, 112, 128, 158, 159, 183, 231, 261, and 315.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 49, 141, 177, 180, 190, 290, and 291, and Senate Joint Resolution No. 1,

and House Files Nos. 223, 278, 288, 386, 391, 130, 106, 112, 128, 159, 158, 183, 231, 261, and 315.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 2nd day of April, 1925, sent to the governor for his approval:

Senate Files Nos. 49, 141, 177, 180, 190, 290, 291, and Senate Joint Resolution No. 1.

F. C. STANLEY, *Chairman*.

The report was adopted.

Senator Cessna moved that the Senate adjourn until 9:00 a. m. Friday.

Senator Slemmons moved to amend by making the hour 8:00 a. m.

The amendment was lost.

The motion prevailed and the Senate adjourned until 9:00 a. m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,

DES MOINES, IOWA, APRIL 3, 1925.

The Senate met in regular session, President Clem F. Kimball presiding.

Prayer was offered by Rev. James T. Nichols, pastor of the College Avenue Church of Christ of Des Moines.

On motion of Senator Fackler, rule 37 was suspended for the day.

PETITIONS AND MEMORIALS

Senator Nelson presented a petition, from citizens of Cass county, protesting the passage of House File No. 297, relating to the appointment of the superintendent of public instruction, which was referred to the committee on schools.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your Sifting Committee wish to report the following bills out on the calendar:

House Files Nos. 96 by King, 313 by Wagner, 301 by Harrison of Pottawattamie, 262 by Prichard, 195 by Committee on Animal Industry.

J. D. BUSER.

H. F. NO. 78 RECONSIDERED

Senator Haskell moved that the motion to reconsider the vote by which House File No. 78 passed the Senate be taken from the table.

On the question "Shall the motion prevail?" the vote was:

Ayes, 23.

Baird
Benson
Bergman
Campbell
Cavanaugh
Clark

Clearman
Darting
Dotts
Fulton
Goodwin
Haskell

Horchem
Johnston
Langfitt
Perkins
Reed
Rigby

Shaff
Shane
Stanley
Stoddard
White

Nays, 17.

Bowman	Gilchrist	Kimberly	Schmedika
Brookins	Gunderson	McLeland	Shinn
Buser	Hartman	Nelson	Slemmons
Cessna	Kern	Roberts	Snook
Fackler			

Absent or not voting, 10.

Breakenridge	Dean	Ramsey	Romkey
Brookhart	Ellis	Rees	Skromme
Browne	Mills		

The motion prevailed.

Senator Shane invoked rule 8.

On the question "Shall the vote by which the bill passed the Senate be reconsidered?" the vote was:

Ayes, 23.

Baird	Clark	Horchem	Shaff
Benson	Clearman	Johnston	Shane
Bergman	Darting	Langfitt	Stanley
Breakenridge	Fulton	Perkins	Stoddard
Campbell	Goodwin	Reed	White
Cavanaugh	Haskell	Rigby	

Nays, 22.

Bowman	Ellis	Kimberly	Schmedika
Brookins	Fackler	McLeland	Shinn
Buser	Gilchrist	Nelson	Skromme
Cessna	Gunderson	Rees	Slemmons
Dean	Hartman	Roberts	Snook
Dotts	Kern		

Absent or not voting, 5.

Brookhart	Mills	Ramsey	Romkey
Browne			

The motion prevailed.

Senator Bowman raised the point of order that it takes a two-thirds vote to take a motion from the table.

The President held the point not well taken.

Senator Haskell moved that the vote by which the following amendment was adopted be reconsidered:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The board of supervisors of any county which by vote of the electors has prior to January first (1st), nineteen hundred twenty-five (1925), adopted a general plan of primary and county road improvements in accordance with the provisions of chapter two hundred forty-two (242), of the Code, 1924, may by resolution cancel any special assessments levied within two (2) years prior to the adoption of such general plan for the graveling of any part of the county road system which later became a part of the primary road system, and may refund any part of such assessment and interest which has been paid. Such refunds shall be paid from the county's allotment of the primary road fund."

The motion prevailed.

The amendment was lost.

The bill was read for information.

Senator Haskell moved that the reading just had be considered the third reading, which motion prevailed.

Senator Haskell invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 22.

Baird	Clark	Johnston	Shaff
Benson	Clearman	Langfitt	Shane
Bergman	Darting	Perkins	Stanley
Breakenridge	Fulton	Reed	Stoddard
Campbell	Goodwin	Rigby	White
Cavanaugh	Haskell		

Nays, 23.

Bowman	Dotts	Kern	Roberts
Brookhart	Ellis	Kimberly	Schmedika
Brookins	Fackler	McLeland	Shinn
Buser	Gilchrist	Nelson	Skromme
Cessna	Gunderson	Ramsey	Snook
Dean	Hartman	Rees	

Absent or not voting, 5.

Browne	Mills	Romkey	Slemmons
Horchem			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Buser moved that the vote by which the bill failed to pass the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 3, 29, 99 and 160.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 173, a bill for an act relating to co-insurance.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 208, a bill for an act to authorize the transfer of a portion of the county bridge fund of Palo Alto county, Iowa, to the county road building fund.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 280, a bill for an act authorizing the transfer of certain funds in the town of Melrose, Monroe county, Iowa.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 246, a bill for an act relating to costs, fees and re-funds of inheritance tax.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 309, a bill for an act to legalize the renewal and extension of the period of corporate existence of the Iowa Dairy Company, a corporation organized under the laws of Iowa, with its principal place of business at Dubuque, Iowa.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 114, a bill for an act authorizing certain counties to transfer county funds.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 231, a bill for an act to authorize a special levy in certain counties for the repair of buildings belonging to the county.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 291, a bill for an act relating to the use of streets in cities and towns, including cities under special charter and commission form of government.

Also, that the House has passed the following resolution in which the concurrence of the Senate is asked:

House Joint Resolution No. 7, providing that House File No. 119, acts of the 41st General Assembly shall become effective by publication.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 30, a bill for an act relating to employers' liability and workmens' compensation.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 292, a bill for an act relating to construction and special levy for joint sewer systems.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 80, a bill for an act relating to the duties of the board of control of state institutions.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 336, a bill for an act relating to motor vehicles.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 104, a bill for an act relating to the power of cities to construct sewers and matters incidental thereto.

Also, that the House has failed to pass the following bill in which the concurrence of the House was asked:

Senate File No. 43, a bill for an act relating to admission to the bar.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 140, a bill for an act relating to revision of ordinances.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 113, a bill for an act describing the manner of distribution of state aid to the state horticultural society.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 149, a bill for an act relating to fraternal life insurance.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 159, a bill for an act relating to roads and highways and co-ordinating state laws with federal aid requirements.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 114, a bill for an act to provide the amount of the bond to be given by county treasurers, and to provide the method of reimbursing counties for losses of public funds.

A. C. GUSTAFSON, *Chief Clerk.*

CALL OF THE SENATE ON S. F. NO. 159 FILED

The following members desire a call of the Senate on the following bill: Senate File 159:

LLOYD ELLIS.

A. H. BERGMAN.

F. C. GILCHRIST.

B. J. HORCHEM.

C. L. RIGBY.

W. J. GOODWIN.

C. A. BENSON.

J. N. LANGFITT.

C. F. JOHNSTON.

D. W. KIMBERLY.

J. O. SHAFF.

FRANK SHANE.

W. J. BREAKENRIDGE.

H. GUY ROBERTS.

THIRD READING OF BILLS

On motion of Senator Stoddard, House File No. 14, a bill for an act to establish the General Fund for the state of Iowa for the biennium beginning July 1, 1925, and ending June 30, 1927, and to appropriate therefrom for all departments, and the various divisions thereof, of the state of Iowa, for all purposes provided for by law, for the said biennium, and to repeal section forty-one hundred eighty-seven (4187) of the Code, 1924, was taken up and considered.

There being a call of the Senate filed, the roll was called, which revealed the presence of all members, except Senators Browne, Ramsey and Romkey.

On motion of Senator Nelson, Senator Browne was excused from the call temporarily on account of illness.

On motion of Senator Johnston, Senator Romkey was excused from the call on account of illness in his family.

By unanimous consent Senator Slemmons was excused temporarily.

On motion of Senator Stoddard the Senate went into executive session, with the exception of employees, members of senators' families, those in the gallery, and the members of the press.

On motion of Senator Shinn, Senator Ramsey was excused from the call temporarily, and the call was declared complete.

Senator Buser moved that the chairman of the committee on appropriations be instructed to report the amendments recommended by the committee of the whole, which motion prevailed.

The following amendments recommended by the committee of the whole were considered:

The following amendment was adopted:

Amend by striking from line 52 of section 48 the figures "\$793,950.00" and inserting in lieu thereof the figures "\$759,950.00" and amend by striking from lines 48 and 49 of section 48 the following: "Eight Hundred Twenty-eight Thousand Nine Hundred Fifty Dollars (\$828,950.00)" and inserting in lieu thereof the words and figures "Seven Hundred Ninety-four Thousand Nine Hundred Fifty Dollars (\$794,950.00)".

The following amendment was adopted:

Amend by striking from lines 134 and 135 of section 48 the following: "Seven Hundred Eleven Thousand Seven Hundred Dollars (\$711,700.00)" and inserting in lieu thereof the following: "Six Hundred Thirty-six Thousand Seven Hundred Dollars (\$636,700.00)".

The following amendments were adopted:

Amend by striking from line 137 of section 48 the following: "\$439,756.00" and inserting in lieu thereof "\$364,756.00".

Amend by adding as subsection 8-a the following:

"The board of control is hereby authorized to use from the surplus in the support fund and the surplus in the maintaining and establishing of industries fund the amount of Seventy-five Thousand Dollars (\$75,000.00)".

The following amendments were adopted:

Amend by striking from lines 164 and 165 of section 48 the words and figures "One hundred fifty-seven thousand five hundred dollars (\$157,500.00)" and inserting in lieu thereof the following: "One hundred seventy-five thousand dollars (\$175,000.00)".

Amend by striking from line 159 of section 48 the figures "\$469,248.00" and inserting in lieu thereof the figures "\$451,748.00".

Amend by striking from lines 156 and 157 the words and figures "Six Hundred Eighty Thousand Nine Hundred Dollars (\$680,900.00)" and inserting in lieu thereof "Six Hundred Sixty-three Thousand Four Hundred Dollars (\$663,400.00)".

The following amendment was considered:

Amend by striking from lines 3 and 4 of section 10 the words and figures "Two Hundred Twenty Thousand Dollars (\$220,000.00)" and inserting in lieu thereof the words and figures "One Hundred Seventy Thousand Dollars (\$17,000.00)"; also amend by striking from line 9 the figures "\$180,000.00", inserting in lieu thereof the figures "\$130,000.00"; also amend by striking from line 16 the figures "\$220,000.00", inserting in lieu thereof the figures "\$170,000.00".

Senator Roberts moved that further action on this amendment be deferred temporarily, which motion was lost.

Senator Buser offered the following amendment as a substitute for the pending amendment and moved its adoption:

Amend section 10 by striking the words and figures "Two Hundred Twenty Thousand Dollars (\$220,000.00)" and inserting in lieu thereof the words and figures "One Hundred Forty Thousand Dollars (\$140,000.00)".

Also amend section 10 by striking from line 9 the figures "\$180,000.00" and inserting the figures "\$100,000.00".

Also amend section 10 by striking the figures "\$220,000.00" from line 16 and inserting in lieu thereof the figures "\$140,000.00".

On the question "Shall the substitution be made?" the vote was:

Ayes, 27.

Bowman	Ellis	Mills	Shinn
Brookhart	Fackler	Nelson	Skromme
Browne	Gilchrist	Perkins	Slemmons
Buser	Hartman	Rees	Snook
Cessna	Kern	Rigby	Stoddard
Darting	Langfitt	Roberts	White
Dotts	McLeland	Schmedika	

Nays, 21.

Baird	Cavanaugh	Goodwin	Ramsey
Benson	Clark	Gunderson	Reed
Bergman	Clearman	Horchem	Shaff
Breakenridge	Dean	Johnston	Shane
Brookins	Fulton	Kimberly	Stanley
Campbell			

Absent or not voting, 2.

Haskell Romkey

The substitution was made.

The amendment was adopted.

Senator Perkins offered the following amendment and moved its adoption:

Amend section 48 by striking the words and figures "Seven Million Five Hundred Ninety Thousand Five Hundred Fifteen Dollars Thirty Cents (\$7,590,515.30)" in lines 23 and 24, and inserting in lieu thereof the words and figures "Seven Million Four Hundred Sixty-four Thousand Fifteen Dollars Thirty Cents (\$7,464,015.30)".

Also amend section 48 by striking from line 305 the figures "\$7,590,515.30" and insert in lieu thereof the figures "\$7,464,015.30".

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend section 48 by striking lines 41 to 45 inclusive, lines 55 to 59 inclusive, lines 68 to 72 inclusive, lines 81 to 85 inclusive, lines 97 to 101 inclusive, lines 114 to 118 inclusive, lines 127 to 131 inclusive, lines 148 to 153 inclusive, lines 174 to 178 inclusive, lines 190 to 194 inclusive, lines 207 to 211 inclusive, lines 220 to 224 inclusive, lines 240 to 244 inclusive, lines 257 to 261 inclusive, and lines 278 to 282 inclusive, and substitute therefor after line 277 the following:

The appropriations in this section for salaries, support and maintenance shall be available monthly in twenty-four (24) equal installments;

and those for salaries of guards and turnkeys and for special purposes shall be available as required during the biennium.

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 14 by striking from line 22 the word "Ten"; also by striking from line 22 the figures "\$45,610.00" and inserting in lieu thereof the figures "\$45,600.00".

The amendment was adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section eight (8) by striking out line twenty-seven (27) and insert in lieu thereof the following: "For traveling expenses and extra help, \$10,000."

The amendment was adopted.

Senator Slemmons returned to the Senate chamber.

By unanimous consent Senator Haskell was excused temporarily.

Senator Goodwin offered the following amendment and moved its adoption:

Amend by striking from line 14 of section 12 the figures "1725.00" and inserting in lieu thereof the figures "1800.00", and by striking the figures "1610.00" from line 15 of section 12 and inserting in lieu thereof "1700.00".

Senator Roberts offered the following amendment to the amendment and moved its adoption:

Amend by adding the following: Amend by striking the figures "1500.00" from line 16 of section 12 and inserting the figures "1600.00" in lieu thereof.

The amendment to the amendment was adopted.

The amendment was adopted.

Senator Horchem offered the following amendment and moved its adoption:

Amend section 12 by striking the figures "1900.00" from line 19 and inserting in lieu thereof the figures "2100.00".

The amendment was lost.

Senator Stoddard offered the following amendment to section 12 and moved its adoption:

Amend by striking the figures "\$67,190.00" from line 34 and inserting in lieu thereof the figures "\$67,455.00"; and by striking the figures "\$134,380.00" from line 43 and inserting in lieu thereof the figures "\$134,645.00".

The amendment was adopted.

Senator Dean offered the following amendments and moved their adoption:

Amend section 2 as follows:

Amend lines 4 and 5 of section 2 by striking the words "Five Hundred Fourteen Thousand Three Hundred Fifteen Dollars" and inserting in lieu thereof the words "Four Hundred Twenty-four Thousand Five Hundred Dollars" and also by striking from line 6 the numbers "(\$514,315.00)" and inserting in lieu thereof the numbers "(\$424,500.00)".

Amend lines 38 and 39 by striking the words "Four Hundred Forty-six Thousand Seventy-five" and inserting in lieu thereof the words "Four Hundred Twenty-four Thousand Five Hundred" and by striking the figures "(\$446,075.00)" and inserting in lieu thereof the figures "(\$424,500.00)".

Amend line 45 by striking the figures "\$242,575.00" and inserting in lieu thereof the figures "\$225,000.00".

Amend line 47 by striking the figures "64,000.00" and inserting in lieu thereof the figures "60,000.00".

Amend line 58 by striking the figures "\$403,975.00" and inserting in lieu thereof the figures "\$382,400.00".

Amend line 76 by striking the figures "\$514,315.00" and inserting in lieu thereof the figures "\$424,500.00".

Senator Buser offered the following as a substitute for the amendments offered by Senator Dean and moved its adoption:

Amend by striking the figures "\$242,575.00" from line 45 of section 2 and inserting in lieu thereof the figures "\$45,000.00".

Also amend by striking the figures "64,000.00" from line 47 of section 2 and inserting in lieu thereof the figures "50,000.00".

Senator Cessna offered the following amendment to the substitute amendment and moved its adoption:

Amend by striking out the figures "50,000.00" and inserting in lieu thereof "25,000.00".

Senator Cessna withdrew the amendment.

On the question "Shall the substitution be made?" the vote was:

Ayes, 22.

Bergman	Cavanaugh	Kern	Schmedika
Bowman	Cessna	Nelson	Shinn
Breakenridge	Clark	Rees	Slemmons
Brookins	Dotts	Rigby	Snook
Browne	Gunderson	Roberts	White
Buser	Hartman		

Nays, 27.

Baird	Ellis	Johnston	Reed
Benson	Fackler	Kimberly	Shaff
Brookhart	Fulton	Langfitt	Shane
Campbell	Gilchrist	McLeland	Skromme
Clearman	Goodwin	Mills	Stanley
Darting	Haskell	Perkins	Stoddard
Dean	Horchem	Ramsey	

Absent or not voting, 1.

Romkey

The substitute was lost.

The amendments offered by Senator Dean were adopted.

Senator Stoddard offered the following amendments and moved their adoption:

Amend section 13 as follows:

Strike the figures "67" from line 11 and insert in lieu thereof the figures "69".

Strike from line 11 the figures "\$268,000.00" and insert in lieu thereof the figures "\$276,000.00".

Strike from line 25 the figures "\$589,000.00" and insert in lieu thereof the figures "\$605,000.00".

Strike from lines 3 and 4 the words and figures "Five Hundred Eighty-nine Thousand Dollars (\$589,000.00)" and insert in lieu thereof the words and figures "Six Hundred Five Thousand Dollars (\$605,000.00)".

The amendments were adopted.

Senator Roberts offered the following amendments and moved their adoption:

Amend section 16 as follows:

Strike from line 21-a the figures "2400.00" and insert in lieu thereof the figures "2000.00".

Strike the total "\$20,180.00" and insert in lieu thereof the figures "\$19,780.00".

The amendments were adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section seventeen (17) by inserting as lines 18-a and 18-b the following: "Great Lakes, St. Lawrence Tide Water Association \$10,000."

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 31.

Baird	Clearman	*Horchem	Rigby
Benson	Darting	Johnston	Roberts
Bergman	Dean	Kimberly	Shaff
Breakenridge	Ellis	Langfitt	Shane
Brookins	Fulton	Perkins	Skromme
Campbell	Gilchrist	Ramsey	Stoddard
Cavanaugh	Goodwin	Reed	White
Clark	Haskell	Rees	

Nays, 16.

Bowman	Cessna	Kern	Shinn
Brookhart	Dotts	McLeland	Slemmons
Browne	Fackler	Nelson	Snook
Buser	Hartman	Schmedika.	Stanley

Absent or not voting, 3.

Gunderson	Mills	Romkey
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The amendment was adopted.

Senator Cessna raised the point of order that it took a two-thirds vote to adopt these amendments under rule 20.

The President held the point not well taken.

Senator Stoddard offered the following amendments and moved their adoption:

Amend section 17 by striking from lines 4 and 5 the words and figures "Four Hundred Twenty-five Thousand Five Hundred Dollars (\$425,500.00)" and inserting in lieu thereof the following: "four hundred thirty-five thousand five hundred dollars (\$435,500.00)". Also amend by striking the figures "\$425,500.00" from line 20 and inserting in lieu thereof the figures "\$435,500.00".

The amendments were adopted.

Senator Shinn offered the following amendment and moved its adoption:

Amend by striking out section 20.

The amendment was lost.

Senator Bowman offered the following amendment and moved its adoption:

Amend by striking out all of section 24 following line 9 and inserting in lieu thereof the following:

DEPARTMENT OF HEALTH—OFFICE

For salaries and wages (annual):

Commissioner	\$ 5,000.00
Director	2,400.00
Chief Clerk	1,600.00
Stenographers (2)	2,400.00
Bookkeeper	1,200.00
Clerks (1)	1,200.00
Vital Statistics Clerks (3)	4,500.00
Assistant Registrar	1,800.00
Janitor Clerk	1,200.00

BUREAU VENEREAL DISEASE CONTROL DIVISION

Director Venereal Disease Control (Part Time) ..	2,000.00
Secretary to Director	1,500.00
Lecturer for Girls	3,600.00
Lecturer for Boys (Part Time)	600.00
Investigator	400.00
Serologist	2,400.00
Assistant Serologist	1,200.00
Assistant Serologist	960.00
Technician	1,200.00
Assistant Technician	960.00
Attendant	1,000.00
Stenographer	960.00
Extra help venereal disease laboratory for vaca- tions	500.00

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SANITARY ENGINEERING AND HOUSING DIVISION

Engineer	3,300.00
Assistant Engineer	1,800.00
Chemist	2,000.00
Assistant Junior Engineer.....	1,600.00
Stenographer	1,200.00

Total	\$ 48,480.00
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For Miscellaneous purposes:

DEPARTMENT OF HEALTH (Biennial)

Traveling Expenses	\$ 1,200.00
Quarantine Expense	10,000.00
Antitoxin	4,000.00

BUREAU VENEREAL DISEASE CONTROL DIVISION

Traveling expense	2,500.00
Laboratory supplies and medication.....	9,000.00
Subsidy to free venereal disease clinics for employment of nurses and attendants.....	7,000.00

SANITARY ENGINEERING AND HOUSING DIVISION

Equipment and Laboratory	2,000.00
Traveling expense	6,000.00

Total	\$ 41,700.00
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Grand Total for all Health Department.....	\$138,660.00
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On the question "Shall the amendment be adopted?" the vote was:

Ayes, 27.

Benson	Campbell	Hartman	Ramsey
Bowman	Clark	Johnston	Schmedika
Breakenridge	Clearman	Kern	Shinn
Brookhart	Dean	Kimberly	Skromme
Brookins	Fackler	McLeland	Snook
Browne	Gilchrist	Mills	Stanley
Buser	Goodwin	Nelson	

Nays, 18.

Bergman
Cavanaugh
Cessna
Dotts
Fulton

Haskell
Horchem
Langfitt
Perkins
Reed

Rees
Rigby
Roberts
Shaff

Shane
Slemmons
Stoddard
White

Absent or not voting, 5.

Baird
Darting

Ellis

Gunderson

Romkey

The amendment was adopted.

Senator Buser offered the following amendments and moved their adoption:

Amend section 24 by striking the figures "\$5000.00" from line 12 and inserting in lieu thereof the figures "\$3000.00". Also amend by striking the figures "\$138,660.00" from line 47 and inserting in lieu thereof the following: "\$136,660.00".

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 22.

Bowman
Brookhart
Brookins
Browne
Buser
Campbell

Cessna
Dotts
Fackler
Gilchrist
Hartman
Kern

McLeland
Mills
Nelson
Rees
Roberts

Schmedika
Shinn
Skromme
Slemmons
Snook

Nays, 26.

Baird
Benson
Bergman
Breakenridge
Cavanaugh
Clark
Clearman

Darting
Dean
Ellis
Fulton
Goodwin
Haskell
Horchem

Johnston
Kimberly
Langfitt
Perkins
Ramsey
Reed

Rigby
Shaff
Shane
Stanley
Stoddard
White

Absent or not voting, 2.

Gunderson

Romkey

The amendment was lost.

Senator Reed was excused temporarily by unanimous consent.

Senator Bowman offered the following amendments and move their adoption:

Amend section 24 by striking from lines 4 and 5 the words and figures "One hundred twenty-two thousand eight hundred twenty dollars (\$122,820.00)" and inserting in lieu thereof the words and figures "One hundred thirty-eight thousand six hundred sixty dollars (\$138,660.00)"; also amend by striking from lines 7 and 8 the words and figures "Forty-four thousand sixty dollars (\$44,060.00)" and inserting in lieu thereof the words and figures "Forty-eight thousand four hundred eighty dollars (\$48,480.00)".

The amendments were adopted.

Senator Brookins offered the following amendment and moved its adoption:

Amend section 24 as follows:

Strike the figures "\$5000.00" from line 12 and insert the figures \$4000.00" in lieu thereof. Strike the total "\$138,660.00", and insert \$137,660.00" in lieu thereof.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 25.

Bowman	Cessna	Kimberly	Schmedika
Breakenridge	Darting	McLeland	Shinn
Brookhart	Dotts	Mills	Skromme
Brookins	Fackler	Nelson	Slemmons
Browne	Gilchrist	Rees	Snook
Buser	Hartman	Roberts	Stanley
Campbell			

Nays, 21.

Baird	Dean	Horchem	Rigby
Benson	Ellis	Johnston	Shaff
Bergman	Fulton	Kern	Shane
Cavanaugh	Goodwin	Langfitt	Stoddard
Clark	Haskell	Perkins	White
Clearman			

Absent or not voting, 4.

Gunderson	Ramsey	Reed	Romkey
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The amendment was adopted.

Senator Dean offered the following amendments and moved their adoption:

Amend section 25 as follows:

Amend line 4 by striking the words "Ninety-two Thousand Eight Hun-

dred Fifty" and inserting in lieu thereof the words "Ninety-one Thousand Four Hundred Fifty" and by striking the figures "(\$92,850.00)" and inserting in lieu thereof the figures "(\$91,450.00)"

Amend line 20a by striking "Porter 1,200.00".

Amend line 22 by striking the figures "17,800.00" and inserting in lieu thereof the figures "16,600.00."

Amend line 51 by striking the words "Twenty-two Thousand Two Hundred Fifty Dollars" and inserting in lieu thereof the words "Twenty-three Thousand Two Hundred Fifty Dollars" and also amend line 52 by striking the figures "(\$22,250.00)" and inserting in lieu thereof the figures "(\$23,250.00)".

Amend by inserting line 68a as follows: "Collection of pictures of the Iowa boys who died in the World War 1,000.00."

Amend line 70 by striking the figures "\$22,250.00" and inserting in lieu thereof the figures "\$23,250.00"

Amend line 74 by striking the figures "\$92,750.00" and inserting in lieu thereof the figures "\$91,450.00".

The amendments were adopted.

Senator Stoddard offered the following amendment and moved its adoption:

Amend as follows:

Strike out line fourteen (14), section twenty-five (25) and insert the following: "Deputy curator and secretary, \$1800.00".

The amendment was lost.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking the word "assistant" from line 14 of section 25 and inserting in lieu thereof the word "deputy".

The amendment was adopted.

Senator Dean offered the following amendments to section 30 and moved their adoption:

Amend line 4 by striking the words "Ninety-five Thousand Six Hundred" and inserting in lieu thereof the words "Ninety-eight Thousand Six Hundred" and amend line 5 by striking the figures "(\$95,600.00)" and inserting in lieu thereof the figures "(\$98,600.00)".

Amend line 14 by striking the figures "2,000.00" and inserting in lieu thereof the figures "2,400.00".

Amend line 16 by striking the figures "1,400.00" and inserting in lieu thereof the figures "1,700.00".

Amend line 19 by striking the figures "1,200.00" and inserting in lieu thereof the figures "1,800.00".

Amend line 23 by striking the figures "\$15,500.00" and inserting in lieu thereof the figures "\$16,800.00".

Amend line 28 by striking the figures "2,000.00" and inserting in lieu thereof the figures "1,800.00".

Amend line 29 by striking the figures "1,200.00" and inserting in lieu thereof the figures "1,500.00".

Amend line 33 by striking the figures "\$9,600.00" and inserting in lieu thereof the figures "\$9,900.00".

Amend line 43 by striking the figures "\$1,800.00" and inserting in lieu thereof the figures "\$2,000.00".

Amend line 44 by striking the figures "900.00" and inserting in lieu thereof the figures "1,000.00".

Amend line 46 by striking the figures "\$2,700.00" and inserting in lieu thereof the figures "\$3,000.00".

Amend line 62 by striking the figures "\$96,300.00" and inserting in lieu thereof the figures "98,600.00".

Senator Brookins offered the following amendment to the amendments and moved its adoption:

Amend by striking from the amendment to line 16 the figures "1700.00" and inserting in lieu thereof the figures "1500.00".

The amendment to the amendment was lost.

Senator Baird offered the following amendment to the amendments and moved its adoption:

Amend by striking out the amendment to line 28.

The amendment to the amendments was adopted.

On the question "Shall the amendments be adopted?" the vote was:

Ayes, 23.

Baird	Clearman	Johnston	Reed
Benson	Darting	Kimberly	Rigby
Bergman	Dean	Lanfitt	Shaff
Breakenridge	Gilchrist	Mills	Shane
Cavanaugh	Goodwin	Perkins	Stoddard
Clark	Horchem	Ramsey	

Nays, 26.

Bowman	Dotts	Kern	Shinn
Brookhart	Ellis	McLeland	Skromme
Brookins	Fackler	Nelson	Slemmons
Browne	Fulton	Rees	Snook
Buser	Gunderson	Roberts	Stanley
Campbell	Hartman	Schmedika	White
Cessna	Haskell		

Absent or not voting, 1.

Romkey

The amendments were lost.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section 33, line 10, by striking the figures "\$8,100.00" and inserting in lieu thereof the figures "\$9,000.00" and in line 11 by striking the figures "2,000.00" and inserting in lieu thereof the figures "2400.00", and by amending the balance of this section to conform thereto.

The amendment was lost.

Senator Fulton offered the following amendment and moved its adoption:

Amend section 35 by striking the words "provided that" from paragraph c and beginning the next word with a capital letter.

The amendment was adopted.

Senator Ellis offered the following amendment and moved its adoption:

Amend section 40 by striking therefrom lines 20 to 36, inclusive, and inserting in lieu thereof the following: "The appropriation for mining camp schools, as provided in this section, shall be distributed as follows: \$15,000.00 annually shall be set aside as an emergency fund to be used by the State Superintendent of Public Instruction, with the approval of the executive council and under its direction, for capital improvement in said mining camp schools. The remaining \$35,000.00 per annum shall be allotted by the State Superintendent of Public Instruction to the mining camp schools of the state as follows: All school corporations having a population of 5000 or less wherein 50 per cent of the children of school age, as shown by the school census, are children of miners, shall receive a pro rata share on the basis of the number of children of miners residing therein according to said school census. Any remaining unexpended portion in the emergency fund shall be pro rated as above. It shall be the duty of the Superintendent of Public Instruction to secure from school corporations as set forth in this section, all data necessary for carrying out the provisions thereof."

Senator Clark offered the following amendment to the amendment and moved its adoption:

Amend by striking out the figures "50%" and inserting in lieu thereof the following "forty per cent".

The amendment to the amendment was adopted.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 17.

Benson
Bergman
Cavanaugh
Clark
Clearman

Ellis
Goodwin
Haskell
Horchem

Langfitt
Perkins
Ramsey
Reed

Roberts
Shane
Stanley
Stoddard

Nays, 25.

Breakenridge
Brookhart
Brookins
Browne
Buser
Campbell
Cessna

Darting
Dotts
Fackler
Fulton
Hartman
Johnston

Kern
Kimberly
McLeland
Nelson
Rees
Rigby

Schmedika
Shinn
Skromme
Slemmons
Snook
White

Absent or not voting, 8.

Baird
Bowman

Dean
Gilchrist

Gunderson
Mills

Romkey
Shaff

The amendment was lost.

Further action was deferred.

HOUSE AMENDMENTS CONSIDERED

Senator Fackler called up for consideration Senate File No. 149, amended by the House, and moved that the Senate concur in the following amendments:

Amend by adding after the word "mortgages" in line eight (8) the following:

"on Iowa real estate".

Also amend by inserting a period (.) after the word "insurance" in line seventeen (17) and striking out the balance of that sentence and inserting in lieu thereof the following: "Such deeds shall be held by the commissioner of insurance in trust for the policyholders of said society, order, or association."

On the question "Shall the Senate concur?" the vote was:

Ayes, 42.

Baird	Clearman	Kimberly	Schmedika
Bergman	Dotts	Langfitt	Shaff
Bowman	Fackler	McLeland	Shane
Breakenridge	Fulton	Mills	Shinn
Brookhart	Gilchrist	Nelson	Skromme
Browne	Goodwin	Perkins	Slemmons
Buser	Hartman	Ramsey	Snook
Campbell	Haskell	Reed	Stanley
Cavanaugh	Horchem	Rees	Stoddard
Cessna	Johnston	Rigby	White
Clark	Kern		

Nays, none.

Absent or not voting, 8.

Benson	Darting	Ellis	Roberts
Brookins	Dean	Gunderson	Romkey

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Buser called up for consideration Senate File No. 114, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking from section 8 all parts following the word "county" in line 4 of the bill, and insert in lieu thereof the following: "and forthwith remit said amount with interest, if any, to the treasurer of state".

Insert immediately following section 10 of the bill the following:

"Sec. 10-a1. The funds received for the purpose of reimbursing a county shall be carried by the treasurer of state as a separate fund.

Sec. 10-a2. The auditor of state shall, from time to time, issue his warrant on the various reimbursement funds in favor of the county suffering the loss."

On the question "Shall the Senate concur?" the vote was:

Ayes, 39.

Baird	Clearman	Horchem	Shaff
Bergman	Darting	Johnston	Shane
Bowman	Dean	Kimberly	Shinn
Breakenridge	Dotts	Langfitt	Skromme
Brookhart	Fackler	McLeland	Slemmons
Browne	Fulton	Mills	Snook
Buser	Gilchrist	Nelson	Stanley
Campbell	Goodwin	Perkins	Stoddard
Cavanaugh	Hartman	Rigby	White
Cessna	Haskell	Schmedika	

Nays, none.

Absent or not voting, 11.

Benson
Brookins
Clark

Ellis
Gunderson
Kern

Ramsey
Reed
Rees

Roberts
Romkey

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

HOUSE CONCURRENT RESOLUTION NO. 18 CONSIDERED

Senator Shane called up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION NO. 18

Resolved by the House, the Senate concurring: That the secretary of the Senate and the chief clerk of the House 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-first General Assembly and that they be authorized to select such of their respective assistants as may be necessary for such time as may be required for the purpose of correcting and certifying the records of the session and otherwise closing up the business of their respective offices.

That the secretary of the Senate and the chief clerk of the House are hereby authorized to correct the journals of the Senate and House respectively for the last day of the session.

That each of the 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 the state upon certification by the president and secretary of the Senate and the speaker and chief clerk of the House.

The resolution was adopted.

REPORTS OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully

reports that it has examined and finds correctly enrolled House Files No. 152, 104, 336, 84, 82, 251, 119, 376, 305.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House Files Nos. 113, 140, 151.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 290, a bill for an act relating to schools and textbooks

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 271, a bill for an act authorizing the sale of county public hospitals in counties of 135,000 inhabitants or over.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 169, a bill for an act to prohibit the use of oleomargarine or other butter substitutes in certain state institutions.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 275, a bill for an act authorizing the transfer of certain funds in Cedar Township, Monroe County, Iowa.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 161, a bill for an act relating to insurance other than life.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 241, a bill for an act authorizing cities to aid in the purchase of state parks.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 272, a bill for an act legalizing a special election of Webster City, Iowa, and \$75,000 gas works bonds of said city.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 175, a bill for an act relating to the drawing of grand jurors in court.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 316, a bill for an act granting Sioux City the right and title to certain shore land on the Missouri River.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 186, a bill for an act to authorize the executive council to assess property which has been omitted from regular assessments.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 243, a bill for an act relating to the division of first class cities into two districts for lighting purposes.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 117, a bill for an act making an appropriation to assist in defraying the expenses of the proposed national encampment of the Grand Army of the Republic to be held in Iowa.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 324, a bill for an act relating to townships and township officers.

Also, that the House has failed to pass the following bill in which the concurrence of the House was asked:

Senate File No. 289, a bill for an act relating to the delivery of skimmed milk, ice cream or buttermilk, to require the pasteurization of cream, ice cream or milk, to define such pasteurization, to require a record thereof, and to authorize an injunction to restrain violations of this act.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

The Senate resumed consideration of House File No. 14.

Senator Shinn offered the following amendment and moved its adoption:

Amend section 40 by inserting a period (.) after the word "council" in line 22 and striking the remainder of the section.

The amendment was adopted.

Senator Roberts offered the following amendment and moved its adoption:

Amend section 41 by striking the figures "\$12,000.00" from line 97 and inserting in lieu thereof the figures "\$10,000.00".

The amendment was adopted.

Senator Cessna offered the following amendment and moved its adoption:

Amend section 41 by striking from line 23 the figures "2400.00" and inserting in lieu thereof the figures "2000.00".

The amendment was adopted.

Senator Browne offered the following amendment and moved its adoption:

Amend section 41 by striking out lines 42 to 49, inclusive.

The amendment was lost.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section 46 by striking from line 14 the figures "2700.00" and inserting in lieu thereof the figures "3000.00".

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 31.

Baird
Benson
Bergman
Breakenridge
Cavanaugh
Cessna
Clark
Clearman

Darting
Dean
Ellis
Fackler
Fulton
Gilchrist
Goodwin
Hartman

Haskell
Horchem
Johnston
Kimberly
Mills
Perkins
Ramsey
Reed

Rees
Rigby
Roberts
Shaff
Shane
Stoddard
White

Nays, 17.

Brookhart	Dotts	McLeland	Slemmons
Brookins	Gunderson	Nelson	Snook
Browne	Kern	Schmedika	Stanley
Buser	Langfitt	Shinn	
Campbell		Skromme	

Absent or not voting, 2.

Bowman	Romkey
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The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 49 lines 48 to 54 inclusive and lines 95 to 101 inclusive.

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by inserting as paragraph (e) in Section 49 the following:

(e) Replacement Fund\$275,000.00,
and by changing the total to correspond.

By unanimous consent Senator Mills was excused temporarily.

By unanimous consent Senator Langfitt was excused temporarily.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 28.

Baird	Darting	Horchem	Rigby
Benson	Dotts	Johnston	Shaff
Bergman	Ellis	Kimberly	Shane
Breakenridge	Gilchrist	Mills	Skromme
Cavanaugh	Goodwin	Perkins	Stanley
Clark	Gunderson	Ramsey	Stoddard
Clearman	Haskell	Reed	White

Nays, 20.

Bowman	Campbell	Hartman	Roberts
Brookhart	Cessna	Kern	Schmedika
Brookins	Dean	McLeland	Shinn
Browne	Fackler	Nelson	Slemmons
Buser	Fulton	Rees	Snook

Absent or not voting, 2.

Langfitt

Romkey

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 49 by transposing lines 78 and 79 and renumbering the lines to correspond.

The amendment was adopted.

Senator Breakenridge offered the following amendment and moved its adoption:

Amend by inserting in line 77 of section 49 after the word "improvements" the words "and equipment".

The amendment was adopted.

Senator Skromme offered the following amendment and moved its adoption:

Amend section 49, by striking from lines 102 and 103 the words and figures "One Hundred Fifty Thousand Dollars (\$150,000.00)" and inserting in lieu thereof the words and figures "Three Hundred Thousand Dollars (\$300,000.00)".

Senator Buser moved that action on this amendment be deferred until after action is taken on the State University section.

The motion was lost.

Further action was deferred.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House Files Nos. 39, 380, 393, 392, 366, 337, 365, 230, 390, 266, 135, 205, 55, 379.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House Files Nos. 148, 150.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate Files Nos. 30, 50, 80, 89, 173, 208, 216, 231, 239, 246, 280, 292 and 309.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted

BILLS SIGNED BY PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 30, 80, 173, 208, 231, 239, 280, 246, 292, 309, 50, 89, 216, 3, 29, 99, and 160, and House Files Nos. 379, 205, 55, 135, 152, 266, 390, 230, 365, 337, 366, 392, 393, 380, 39, 336, 104, 84, 376, 82, 119, 251, 305, 151, 113, 140, 148 and 150.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 3d day of April, 1925, sent to the Governor for his approval, Senate Files Nos. 3, 29, 99 and 160.

F. C. STANLEY, *Chairman.*

The report was adopted.

COMMUNICATION FROM THE GOVERNOR

The following communication was received from the Governor:

April 2, 1925.

MR. PRESIDENT, MR. SPEAKER, SENATORS AND REPRESENTATIVES OF THE
FORTY-FIRST GENERAL ASSEMBLY:

I am in receipt of a proclamation issued by President Calvin Coolidge, under authority granted him by a Joint Resolution of Congress approved March 3, 1925, which invites the states of the Union and all foreign countries to participate in the proposed permanent exhibition to be held by the International Trade Exhibition at New Orleans, Louisiana, beginning September 15, 1925, by exhibiting samples of their fabricated and raw products. The copy of the proclamation and this information is transmitted to you for such action as in your judgment is warranted.

Respectfully submitted,

JOHN HAMMILL, *Governor.*

“(International Trade Exhibition at New Orleans, Louisiana)

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA
A PROCLAMATION

Whereas, by a Joint Resolution approved March 3, 1925, ‘The President of the United States is authorized to invite by proclamation, or in such other manner as he may deem proper, the states of the Union and all foreign countries to participate in the proposed permanent exhibition to be held by the International Trade Exhibition at New Orleans Louisiana, beginning September 15, 1925, for the purpose of exhibiting samples of fabricated and raw products of all countries and bringing together buyers and sellers for promotion of trade and commerce in such products’;

Now, Therefore, I, Calvin Coolidge, President of the United States of America, in pursuance of the said Joint Resolution, do hereby invite the states of the Union and all foreign countries to participate in the exhibition mentioned by exhibiting samples of their fabricated and raw products.

IN TESTIMONY WHEREOF I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the City of Washington this ninth day of March, in the year of our Lord one thousand nine hundred and twenty-five and of the Independence of the United States of America the one hundred and forty-ninth.

CALVIN COOLIDGE.

By the President:

FRANK B. KELLOGG,

Secretary of State.”

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing that, on March 28th, he had approved the following bill:

Senate File No. 193, relative to intercounty levee or drainage districts.

That on March 31, 1925, he had approved the following bills:

Senate File No. 199, relating to auditing of claims, and the transfer of certain funds to the general fund of the state.

Senate File No. 270, relating to improvement of streets and public grounds.

That on April 1, 1925, he had approved the following bills:

Senate File No. 26, creating a commission for the blind.

Senate File No. 56, relating to organization of "Credit Unions."

Senate File No. 164, relating to deposits by life insurance companies to cover valuation of policies.

That on April 2, 1925, he had approved the following bills:

Senate File No. 113, relating to the investment of funds of life insurance companies.

Senate File No. 134, relating to children born out of wedlock.

Senate File No. 91, relating to public drainage improvements.

That on April 3, 1925, he had approved the following bills:

Senate File No. 291, relating to the refunding of primary road bonds.

Senate File No. 49, relating to the crime of rape.

Senate File No. 141, relating to the education of deaf children.

Senate File No. 177, relating to the qualification of judges.

Senate File No. 190, relating to printing of the session laws and distribution of certain public documents.

Senate File No. 290, legalizing the report of the Louisa County Fair Association.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 396, a bill for an act making an appropriation of eight dollars to indemnify the Lyon County Farm Bureau for rent upon a hall at George, Iowa, used by said Bureau for the purpose of conducting a school of instruction in the use of hog serum and virus.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 360, a bill for an act to compensate J. W. Slocum for services rendered while serving as a member of the Board of Iowa State Pharmacy Examiners.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 394, a bill for an act making an appropriation to pay for repairs upon the State Capitol and Historical buildings.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 99, a bill for an act providing automatic fire box doors on locomotives.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 348, a bill for an act relating to the recovery of real estate or to establish an interest therein.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 368, a bill for an act relating to leases made by the state board of conservation.

Also, that the House has amended and passed the following bill, in which the concurrence of the House was asked:

Senate File No. 326, a bill for an act to provide for an exhibit of the arts, industries and resources of the State of Iowa, at the Sesquicentennial International Exposition to be held in the city of Philadelphia, Pennsylvania, in the year 1926, and to make an appropriation therefor.

Also, that the House has amended and passed the following bill, in which the concurrence of the House was asked:

Senate File No. 329, a bill for an act to make appropriations for the payment of state and other expenses.

Also, that the House has passed the following bill, in which the concurrence of the House was asked:

Senate File No. 325, a bill for an act making an appropriation to compensate Dr. Paul E. Gibson for professional services rendered; and to the John McDonald hospital for services rendered and sundries furnished to Jack Noble, a person under the jurisdiction of the Board of Parole.

Also, that the House has passed the following bill, in which the concurrence of the House was asked:

Senate File No. 277, a bill for an act creating a commission to locate graves of American Revolutionary soldiers and sailors.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 118, a bill for an act giving Des Moines title to abandoned channel of the Racoon and Des Moines rivers for state park.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 206, a bill for an act to make an appropriation for the construction of a draw bridge connecting East and West Okoboji Lakes.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 269, a bill for an act relating to the preparation, delivery and sale of cigarette stamps.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 94, a bill for an act empowering the court to allow and set apart from the estate of any deceased person a sufficient sum to provide for the perpetual care of the lot in which the body of the deceased is buried.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 307, a bill for an act relating to the handling of the motor vehicle license fees.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator Browne, House File No. 172, a bill for an act to legalize a certain warrant issued by the town council of Bellevue, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Browne moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Clark	Horchem	Rigby
Benson	Clearman	Johnston	Schmedika
Bowman	Dean	Kern	Shinn
Brookhart	Dotts	Kimberly	Skromme
Brookins	Fackler	Langfitt	Slemmons
Browne	Fulton	McLeland	Snook
Buser	Gilchrist	Nelson	Stanley
Campbell	Goodwin	Perkins	Stoddard
Cavanaugh	Hartman	Reed	White
Cessna			

Nays, none.

Absent or not voting, 13.

Bergman	Gunderson	Ramsey	Romkey
Breakenridge	Haskell	Rees	Shaff
Darting	Mills	Roberts	Shane
Ellis			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Browne moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Schmedika, House File No. 191. a bill for an act to amend section sixty-two hundred eleven (6211) and section sixty-two hundred sixty-one (6261) of the Code, 1924, relating to the purchasing of city dump grounds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Schmedika moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Cessna	Horchem	Reed
Benson	Clark	Johnston	Rigby
Bergman	Clearman	Kern	Schmedika
Bowman	Dean	Kimberly	Shane
Brookhart	Dotts	Langfitt	Shinn
Brookins	Fackler	McLeland	Skromme
Browne	Fulton	Nelson	Slemmons
Buser	Gilchrist	Perkins	Stanley
Campbell	Goodwin	Ramsey	White
Cavanaugh	Hartman		

Nays, none.

Absent or not voting, 12.

Breakenridge	Gunderson	Rees	Shaff
Darting	Haskell	Roberts	Snook
Ellis	Mills	Romkey	Stoddard

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shemedika moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Campbell, House File No. 321, a bill for an act to repeal section eleven thousand forty-four (11044), Code, 1924, and to enact a substitute therefor relative to the jurisdiction of courts in actions to collect assessments from members of insurance associations organized under the provisions of chapter four hundred six (406), Code, 1924, was taken up and considered.

The bill was read for information.

Senator Campbell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Cessna	Hartman	Rigby
Benson	Clark	Haskell	Roberts
Bergman	Clearman	Horchem	Shaff
Bowman	Dean	Johnston	Shinn
Brookins	Dotts	Kimberly	Skromme
Browne	Fackler	Langfitt	Snook
Buser	Fulton	McLeland	Stanley
Campbell	Gilchrist	Nelson	Stoddard
Cavanaugh	Goodwin	Ramsey	White

Nays, 1.

Slemmons

Absent or not voting, 13.

Breakenridge	Gunderson	Perkins	Romkey
Brookhart	Kern	Reed	Schmedika
Darting	Mills	Rees	Shane
Ellis			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Campbell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, House File No. 262, a bill for an act authorizing the Governor of Iowa to appoint three commissioners to act in conjunction with a like commission from the state of Nebraska to report on the feasibility of a plan for the construction of an interstate bridge between the state of Iowa and the state of Nebraska across the Missouri River between the county of Woodbury in Iowa and the county of Dakota in Nebraska, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend by striking out all following the enacting clause and inserting in lieu thereof the following:

Section 1. The Governor of Iowa is directed to appoint three (3) commissioners from this state to act with a similar commission appointed by the Governor of Nebraska, to ascertain and report the facts relative to the feasibility of constructing an interstate bridge across the Missouri river joining the state of Iowa through Woodbury county with the state of Nebraska through Dakota county; also, to report the facts relative to the feasibility of constructing a like bridge across said river and joining the state of Iowa through Pottawattamie county with the state of Nebraska through Douglas county.

Sec. 2. The Governor of Iowa is directed to appoint three (3) commissioners from this state to act with a similar commission appointed by the Governor of Wisconsin to ascertain and report the facts relative to the feasibility of constructing an interstate bridge across the Mississippi river joining the state of Iowa through Clayton county with the state of Wisconsin through Crawford county.

Sec. 3. Each of said joint commissions shall report their findings to the Governors of their respective states at the earliest possible time, and said reports shall be included by the Governor of this state in his message to the General Assembly at its regular session in 1927.

Amend by striking out the title and inserting in lieu thereof the following:

A BILL FOR

An act directing the Governor of Iowa to appoint a commission to determine and report the feasibility of two (2) interstate bridges between the state of Iowa and the state of Nebraska, and a like commission to determine and report the feasibility of an interstate bridge between the state of Iowa and the state of Wisconsin, and prescribing the duties of each of said commissions.

The following committee amendment was withdrawn:

Amend by inserting in section one (1), line eight (8) the following: "between Pottawattamie county, Iowa, and Douglas county, Nebraska, and from Clayton county, Iowa, to Crawford county, Wisconsin."

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clearman	Langfitt	Shaff
Benson	Dean	McLeland	Shane
Bergman	Dotts	Nelson	Shinn
Breakenridge	Fackler	Perkins	Skromme
Brookins	Fulton	Ramsey	Slemmons
Browne	Gilchrist	Reed	Snook
Campbell	Hartman	Rigby	Stanley
Cavanaugh	Haskell	Roberts	Stoddard
Cessna	Horchem	Schmedika	White
Clark	Kern		

Nays, none.

Absent or not voting, 12.

Bowman	Darting	Gunderson	Mills
Brookhart	Ellis	Johnston	Rees
Buser	Goodwin	Kimberly	Romkey

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE MESSAGE CONSIDERED

House Joint Resolution No. 7, providing that House File No. 119 acts of the 41st General Assembly shall become effective by publication.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Dean, the rules were suspended and House Joint Resolution No. 7, providing that House File No. 119 acts of the 41st General Assembly shall become effective by publication, was taken up and considered.

The bill was read for information.

Senator Dean moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the joint resolution pass?" the vote was:

Ayes, 39.

Benson	Clearman	Haskell	Roberts
Bergman	Dean	Horchem	Shaff
Bowman	Dotts	Johnston	Shane
Breakenridge	Ellis	Kimberly	Skromme
Brookhart	Fackler	Langfitt	Slemmons
Brookins	Fulton	McLeland	Snook
Browne	Gilchrist	Perkins	Stanley
Campbell	Goodwin	Ramsey	Stoddard
Cavanaugh	Gunderson	Reed	White
Clark	Hartman	Rigby	

Nays, none.

Absent or not voting, 11.

Baird	Darting	Nelson	Schmedika
Buser	Kern	Rees	Shinn
Cessna	Mills	Romkey	

The joint resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dean moved that the vote by which the joint resolution passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane, House File No. 171, a bill for an act to legalize the certification and levy of taxes and assessments on property by municipalities as defined in chapter five (5) of chapter four (4), acts of the extra session of the Fortieth General Assembly, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Benson	Clark	Haskell	Roberts
Bergman	Clearman	Horchem	Schmedika
Bowman	Dean	Johnston	Shaff
Breakenridge	Dotts	Kern	Shane
Brookhart	Ellis	Kimberly	Shinn
Brookins	Fackler	Langfitt	Skromme
Browne	Fulton	McLeland	Slemmons
Buser	Gilchrist	Perkins	Snook
Campbell	Goodwin	Ramsey	Stanley
Cavanaugh	Gunderson	Reed	Stoddard
Cessna	Hartman	Rigby	White

Nays, none.

Absent or not voting, 6.

Baird	Mills	Rees	Romkey
Darting	Nelson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brookhart moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Haskell, Senate File No. 315, a bill for an act to amend section one hundred thirteen (113), Code, 1924, relating to examinations by the auditor of state of the accounts of cities and towns, a committee bill, was taken up and considered.

The bill was read for information.

Senator Haskell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 41.

Benson	Clark	Horchem	Schmedika
Bergman	Dean	Johnston	Shaff
Bowman	Dotts	Langfitt	Shane
Breakenridge	Fackler	McLeland	Shinn
Brookhart	Fulton	Nelson	Skromme
Brookins	Gilchrist	Perkins	Slemmons
Browne	Goodwin	Ramsey	Snook
Buser	Gunderson	Reed	Stanley
Campbell	Hartman	Rigby	Stoddard
Cavanaugh	Haskell	Roberts	White
Cessna			

Nays, none.

Absent or not voting, 9.

Baird	Ellis	Kimberly	Rees
Clearman	Kern	Mills	Romkey
Darting			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Haskell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

The Senate resumed consideration of House File No. 14.

On motion of Senator Bergman Senator Rees was excused from the call temporarily.

On the question "Shall the amendment offered by Senator Skromme be adopted?" the vote was:

Ayes, 30.

Benson	Darting	Johnston	Roberts
Bergman	Dean	Kimberly	Shaff
Bowman	Dotts	Langfitt	Shane
Breakenridge	Gilchrist	Perkins	Skromme
Brookhart	Goodwin	Ramsey	Stanley
Cavanaugh	Gunderson	Reed	Stoddard
Clark	Haskell	Rigby	White
Clearman	Horchem		

Nays, 15.

Browne	Ellis	Kern	Shinn
Buser	Fackler	McLeland	Slemmons
Campbell	Fulton	Nelson	Snook
Cessna	Hartman	Schmedika	

Absent or not voting, 5.

Baird	Mills	Rees	Romkey
Brookins			

The amendment was adopted.

Senator Breakenridge offered the following amendment and moved its adoption:

Amend section 49 by striking the figures "170,596.00" from line 90 and by inserting in lieu thereof the figures "190,596.00"; also by striking from line 92 thereof the figures "215,500.00" and by inserting in lieu thereof the figures "270,00.00".

Senator Campbell asked for a division of the amendment.

Senator Stoddard moved the previous question on the amendment, which motion prevailed.

On the question "Shall the first part of the amendment be adopted?" the vote was:

Ayes, 28.

Baird	Clark	Haskell	Reed
Benson	Clearman	Horchem	Shane
Bergman	Darting	Johnston	Skromme
Bowman	Dean	Kimberly	Slemmons
Breakenridge	Ellis	Langfitt	Stanley
Campbell	Gilchrist	Perkins	Stoddard
Cavanaugh	Goodwin	Ramsey	White

Nays, 19.

Brookhart	Dotts	Kern	Schmedika
Brookins	Fackler	McLeland	Shaff
Browne	Fulton	Nelson	Shinn
Buser	Gunderson	Rigby	Snook
Cessna	Hartman	Roberts	

Absent or not voting, 3.

Mills	Rees	Romkey
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The amendment was adopted.

On the question "Shall the second part of the amendment be adopted?" the vote was:

Ayes, 23.

Baird	Clark	Haskell	Ramsey
Benson	Clearman	Horchem	Reed
Bergman	Darting	Johnston	Shane
Bowman	Dean	Kimberly	Skromme
Breakenridge	Gilchrist	Langfitt	Stanley
Cavanaugh	Goodwin	Perkins	

Nays, 24.

Brookhart	Dotts	Kern	Shaff
Brookins	Ellis	McLeland	Shinn
Browne	Fackler	Nelson	Slemmons
Buser	Fulton	Rigby	Snook
Campbell	Gunderson	Roberts	Stoddard
Cessna	Hartman	Schmedika	White

Absent or not voting, 3.

Mills	Rees	Romkey
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The amendment was lost.

Senator Breakenridge offered the following amendment and moved its adoption:

Amend Section 49 of the bill by adding thereto as sub-section (d) at the end of line 106 as now amended and added to, the following:

"For the construction of a unit for a dairy building, the sum of Two Hundred Twenty-five Thousand Dollars (\$225,000.00) in addition to the sums set forth in lines 67 and 68 of said section".

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 14.

Baird	Clearman	Horchem	Perkins
Bergman	Gilchrist	Johnston	Ramsey
Breakenridge	Goodwin	Kimberly	Shaff
Cavanaugh	Haskell		

Nays, 31.

Benson	Darting	Langfitt	Shinn
Brookhart	Dean	McLeland	Skromme
Brookins	Dotts	Nelson	Slemmons
Browne	Fackler	Reed	Snook
Buser	Fulton	Rigby	Stanley
Campbell	Gunderson	Roberts	Stoddard
Cessna	Hartman	Schmedika	White
Clark	Kern	Shane	

Absent or not voting, 5.

Bowman
Ellis

Mills

Rees

Romkey

The amendment was lost.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 49 lines 59 to 63 inclusive and substituting therefor the following:

"(c). The sum of One Hundred Thousand Dollars (\$100,000.00), for the biennium, to be used for contingencies, but expenditures therefrom shall be subject to the approval of the Director of the Budget.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 20.

Brookhart
Brookins
Browne
Buser
Cessna

Ellis
Fackler
Fulton
Goodwin
Gunderson

Hartman
Kern
Kimberly
McLeland
Nelson

Rigby
Schmedika
Shinn
Slemmons
Snook

Nays, 26.

Baird
Benson
Bergman
Bowman
Breakenridge
Campbell
Cavanaugh

Clark
Clearman
Darting
Dean
Dotts
Gilchrist
Haskell

Horchem
Johnston
Langfitt
Ramsey
Reed
Roberts

Shaff
Shane
Skromme
Stanley
Stoddard
White

Absent or not voting, 4.

Mills

Perkins

Rees

Romkey

The amendment was lost.

Senator Stoddard offered the following amendment and moved its adoption:

Amend section forty-nine (49), by striking out line one hundred thirty-two (132) and insert in lieu thereof the following: "For Salaries, Support and Maintenance \$390,00.00," also amend by changing the total to correspond.

Senator Ellis moved the previous question on the amendment, which motion prevailed.

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend said section 49 by striking from line 151 the figures "\$162,00.00" and by inserting in lieu thereof the figures "\$166,200.00" and by striking the words and figures "One Hundred Seventy-two Thousand Dollars (\$172,000.00)" from lines 148 and 149 and by inserting in lieu thereof the words and figures "One Hundred Seventy-six Thousand Two Hundred Dollars (\$176,200.00)".

The amendment was adopted.

Further action was deferred.

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned members of the State Senate of Iowa request a call of the Senate when Senate File No. 159 is called for consideration:

J. D. BUSER.

C. S. BROWNE.

H. E. DEAN.

GEO. F. SLEMMONS.

W. J. BREAKENRIDGE.

O. E. GUNDERSON.

A. J. SHINN.

WM. SCHMEDIKA.

I. N. SNOOK.

ED H. CAMPBELL.

J. O. SHAFF.

M. L. BOWMAN.

F. C. STANLEY.

W. J. GOODWIN.

T. C. CESSNA.

J. A. NELSON.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 114, 117, 149, 161, 169, 175, 186, 241, 243, 271, 272, 275 and 316.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President announced that as President of the Senate, in the

presence of the Senate, he had signed Senate Files Nos. 114, 117, 149, 161, 169, 175, 186, 241, 243, 271, 272, 275, and 316.

MESSAGES FROM THE HOUSE

The following messages were received in the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 319, a bill for an act to reimburse Edgar R. Harlan, Curator of the State Historical Department for expenses incurred in attending the American Library Association meeting at Hot Springs, Arkansas.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 299, a bill for an act making an appropriation to indemnify Wilfred Hirt for damages to his automobile by a horse of the Iowa National Guard.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 298, a bill for an act making an appropriation to reimburse Joseph Kelso, Jr., for expenses incurred by him while a member of the state board of conservation.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 297, a bill for an act making an appropriation to indemnify Lynn Clemens, Fred McMullen and Robert McClaren for clothing lost in a fire at the Board of Health office.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 320, a bill for an act making an appropriation for Roy De Groat because of injuries sustained by him while performing services while an inmate of the State Reformatory at Anamosa, Iowa.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 75, a bill for an act relating to the refusal of bank officials to make reports and to fraudulent acts in transacting the business of banking.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 397, a bill for an act to reimburse F. J. Schadle for money paid by him to the Pharmacy Commission for licenses as an itinerant vendor under misapprehension of the law.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 398, a bill for an act making an appropriation to indemnify D. E. Bullock for injuries received while serving in the Iowa National Guard at Camp Dodge, Iowa.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 399, a bill for an act making an appropriation to reimburse Marvin H. Wiegman for the loss of an overcoat while attending the Governor's Inaugural Ball.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 400, a bill for an act making an appropriation to compensate Martha Hutchins of Independence, Iowa, for injuries sustained by her while performing her duties as an employee of the State Hospital for the Insane at Independence, Iowa, on July 29, 1924.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 262, a bill for an act authorizing the Governor to appoint a commission to confer with a commission from Nebraska and report the feasibility of an interstate bridge across the Missouri river.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 318, a bill for an act making an appropriation to compensate W. W. Hinshaw of Iowa City, Iowa, for injuries sustained by him in the line of duty while serving in the headquarter's company of the Iowa National Guard at Camp Dodge on October 13, 1919.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 296, a bill for an act making an appropriation to indemnify the Midwest State Bank of Sioux City for payment of a certain bonus warrant.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 295, a bill for an act making an appropriation to indemnify Jos. J. Roeder for injury sustained at Iowa State Teachers' College.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File No. 368, a bill for an act to amend the law as it appears in section eighteen hundred nineteen (1819) of the Code, 1924, relating to leases made by the state board of conservation.

Read first and second times and referred to sifting committee.

House File No. 348, a bill for an act to amend section eleven thousand twenty-four (11024), of the Code, 1924, relating to recovery of real estate or to establish an interest therein.

Read first and second times and referred to sifting committee.

House File No. 99, a bill for an act to protect firemen, engineers and employees of steam railroads, by providing for automatic doors to the fire boxes of locomotive engines, prescribing penalties for its violation, repealing all laws in conflict therewith, and providing a time when the same is to be in force.

Read first and second times and referred to sifting committee.

House File No. 394, a bill for an act making an appropriation to pay for repairs upon the State Capitol and Historical Buildings.

Read first and second times and referred to appropriations committee.

House File No. 396, a bill for an act to provide an appropriation of eight dollars to indemnify the Lyon County Farm Bureau for rent upon a hall at George, Iowa, used by said Bureau for the purpose of conducting a school of instruction in the use of hog serum and virus.

Read first and second times and referred to appropriations committee.

House File No. 360, a bill for an act to compensate J. W. Slocum for services rendered while serving as a member of the Board of Iowa Pharmacy Examiners.

Read first and second times and referred to appropriations committee.

House File No. 400, a bill for an act making an appropriation to compensate Martha Hutchins of Independence, Iowa, for injuries sustained by her while performing her duties as an employee of the State Hospital for the Insane at Independence, Iowa, on July 29, 1924.

Read first and second times and referred to committee on appropriations.

House File No. 399, a bill for an act to provide an appropriation of fifty-five dollars to reimburse Marvin H. Wiegman for

the loss of an overcoat while attending the Governor's Inaugural Ball the night of January 15, 1925.

Read first and second times and referred to committee on appropriations.

House File No. 398, a bill for an act to provide an appropriation of twenty-five hundred dollars to indemnify D. E. Bullock for injuries received by the claimant while serving in the Iowa National Guard at Camp Dodge, Iowa, October 13, 1919.

Read first and second times and referred to committee on appropriations.

House File No. 324, a bill for an act to amend sections five thousand five hundred forty-three (5543), five thousand five hundred seventy-one (5571) and five thousand five hundred seventy-two (5572) of the Code, 1924, relating to townships and township officers. .

Read first and second times and referred to sifting committee.

House File No. 291, a bill for an act to amend section five thousand nine hundred and seventy (5970) of the Code, 1924, relating to the use of streets in cities and towns, including cities under special charter and commission form of government.

Read first and second times and referred to sifting committee.

House File No. 290, a bill for an act to amend the law as it appears in section forty-four hundred forty-six (4446) of the Code, 1924, relating to schools and textbooks.

Read first and second times and referred to sifting committee.

House File No. 397, a bill for an act to reimburse F. J. Schadle for money paid by him to the Pharmacy commission for licenses as an itinerant vendor under misapprehension of the law.

Read first and second times and referred to committee on appropriations.

The Senate recessed, subject to the sound of the gavel.

The Senate resumed session.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 3rd day of April, 1925, sent to the governor for his approval, Senate Files Nos. 30, 80, 173, 208, 231, 239, 280, 246, 292, 9, 50, 89, 216, 114, 117, 149, 161, 169, 175, 186, 241, 243, 271, 272, 275, 316.

F. C. STANLEY, *Chairman.*

Its report was adopted.

REPORT OF THE SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee wish to report the following bills out on the calendar:

House Files Nos. 312 by Diltz, 302 by Harrison of Pottawattamie, 236 by Vincent, 99 by McCaulley, 383 by Committee on Municipal Corporations, 347 by Wolfe.

J. D. BUSER.

CALL OF THE SENATE FILED

MR. PRESIDENT: The undersigned request a call of the Senate on the bill fixing the biennial state levy:

GEO. B. PERKINS.
GEO. S. HARTMAN.
C. F. JOHNSTON.
W. E. MCLELAND.
H. GUY ROBERTS.
D. W. KIMBERLY.
F. C. GILCHRIST.
E. W. ROMKEY.
A. H. BERGMAN.

CARL W. REED.
B. M. STODDARD.
T. C. CESSNA.
S. E. FACKLER.
J. O. SHAFF.
W. J. BREAKENRIDGE,
ED H. CAMPBELL.
E. E. CAVANAUGH.
H. E. DEAN.

HOUSE AMENDMENT CONSIDERED

Senator Baird called up for consideration Senate File No. 320, amended by the House, and moved that the Senate concur in the following amendments:

Amend by adding as section two (2) the following:

"Sec. 2. The Judge of the District Court be authorized to appoint a trustee without pay, to hold in trust the amount above appropriated. Said amount to be paid out for defraying the expenses of securing an education for the said Roy DeGroat. Any amount on hand June 1, 1926, to be paid to the said Roy DeGroat."

On the question "Shall the Senate concur" the vote was:

Ayes, 38.

Baird	Cessna	Johnston	Shaff
Benson	Clark	Kern	Shinn
Bergman	Clearman	Kimberly	Skromme
Bowman	Darting	Langfitt	Slemmons
Breakenridge	Dean	McLeland	Snook
Brookhart	Dotts	Nelson	Stanley
Brookins	Fackler	Perkins	Stoddard
Browne	Fulton	Rigby	White
Buser	Gunderson	Romkey	
Cavanaugh	Hartman	Schmedika	

Nays, none.

Absent or not voting, 12.

Campbell	Goodwin	Mills	Rees
Ellis	Haskell	Ramsey	Roberts
Gilchrist	Horchem	Reed	Shane

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Buser House File No. 313, a bill for an act to repeal section sixty-eight hundred ninety-nine (6899) of the Code, 1924, relating to assessments for cost of street improvements and sewers, and enacting a substitute therefor, was taken up and considered.

Senator Buser offered the following amendment and moved its adoption:

Amended by striking the word "abutting", from line 18 of section 1.

The amendment was adopted.

The bill was read for information.

Senator Bused moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Campbell	Gunderson	Rigby
Benson	Cavanaugh	Hartman	Roberts
Bergman	Cessna	Haskell	Shane
Bowman	Clark	Horchem	Shinn
Breakenridge	Clearman	Johnston	Slemmons
Brookhart	Darting	Kimberly	Snook
Brookins	Dean	Langfitt	Stanley
Browne	Dotts	McLeland	Stoddard
Buser	Fackler	Nelson	

Nays, none.

Absent or not voting, 15.

Ellis	Kern	Reed	Shaff
Fulton	Mills	Rees	Skromme
Gilchrist	Perkins	Romkey	White
Goodwin	Ramsey	Schmedika	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Kimberly House File No. 228, a bill for an act to amend, revise, and codify section eighty-five hundred ninety-two (8592) of the Code, 1924, relating to the reincorporation of non-pecuniary incorporations, with report of committee recommending passage, was taken up, considered, and report of the committee adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Cavanaugh	Gunderson	Nelson
Benson	Cessna	Hartman	Perkins
Bergman	Clark	Haskell	Rees
Bowman	Clearman	Horchem	Shane
Breakenridge	Darting	Johnston	Skromme
Brookhart	Dean	Kern	Slemmons
Brookins	Dotts	Kimberly	Snook
Browne	Fackler	Langfitt	Stanley
Buser	Fulton	McLeland	Stoddard
Campbell	Gilchrist	Mills	White

Nays, none.

Absent or not voting, 10.

Ellis	Reed	Romkey	Shaff
Goodwin	Rigby	Schmedika	Shinn
Ramsey	Roberts		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kimberley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Shane House File No. 147, a bill for an act requiring all persons or partnerships conducting or operating businesses or stores under any trade name or fictitious name other than the personal name or names of the individual or individuals composing the same, to register name or names and addresses with the county recorder and providing for a penalty for a failure so to do, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Baird	Cavanaugh	Haskell	Shane
Bergman	Clark	Horchem	Shinn
Breakenridge	Darting	Johnston	Skromme
Brookhart	Dean	Kimberly	Snook
Brookins	Fackler	Perkins	Stanley
Browne	Goodwin	Reed	Stoddard
Buser	Gunderson	Rigby	White

Nays, 6.

Benson	Langfitt	Rees	Schmedika
Dotts	McLeland		

Absent or not voting—16.

Bowman	Ellis	Kern	Roberts
Campbell	Fulton	Mills	Romkey
Cessna	Gilchrist	Nelson	Shaff
Clearman	Hartman	Ramsey	Slemmons

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brookhart Senate File No. 221, a bill for an act to amend chapter four hundred two (402), relating to fraternal beneficiary societies and the consolidation and reinsurance thereof, and to repeal sections eight thousand eight hundred sixty-one (8861), eight thousand eight hundred sixty-two (8862), eight thousand eight hundred sixty-three (8863), eight thousand eight hundred sixty-four (8864), and eight thousand eight hundred sixty-five (8865) of the Code, 1924, was taken up and considered.

Senator Fackler offered the following amendment and moved its adoption:

Amend by striking out the enacting clause.

The amendment was adopted, and the enacting clause was stricken.

On motion of Senator Roberts Senate Joint Resolution No. 3, a joint resolution relating to the duties of the State Board of Education, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The resolution was read for information.

Senator Roberts moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the resolution pass?" the vote was:

Ayes, 37.

Baird	Dean	Horchem	Roberts
Benson	Dotts	Johnston	Shane
Bergman	Ellis	Kern	Shinn
Breakenridge	Fulton	Kimberly	Skromme
Brookins	Gilchrist	Langfitt	Slemmons
Buser	Goodwin	McLeland	Snook
Campbell	Cunderson	Perkins	Stanley
Cavanaugh	Hartman	Reed	Stoddard
Cessna	Haskell	Rigby	White
Clark			

Nays, 4.

Brookhart

Browne

Clearman

Ramse,

Absent or not voting, 9.

Bowman
Darting
Fackler

Mills
Nelson

Rees
Romkey

Schmedika
Shaff

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Roberts moved that the vote by which the resolution passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Haskell House File No. 296, a bill for an act legalizing the sale by the town of Alvord, Iowa, of its electrical distribution and transmission system to the Northwestern Light and Power Company, was taken up and considered.

The bill was read for information.

Senator Haskell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird
Benson
Bergman
Bowman
Brookins
Browne
Buser
Cavanaugh
Cessna
Clark

Clearman
Dean
Dotts
Ellis
Fulton
Gilchrist
Goodwin
Gunderson
Hartman
Haskell

Horchem
Johnston
Kern
Kimberly
Langfitt
McLeland
Mills
Nelson
Perkins
Ramsey

Reed
Romkey
Shane
Skromme
Romkey
Slemmons
Snook
Stanley
Stoddard
White

Nays, none.

Absent or not voting, 11.

Breakenridge
Brookhart
Campbell

Darting
Fackler
Rees

Rigby
Roberts
Schmedika

Shaff
Shinn

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED

Senator Stoddard called up for consideration Senate File No. 329, amended by the House, and moved that the Senate concur in the following amendments:

Amend section two (2), line three (3) by striking out the words and figures "Twenty-five Dollars (\$25.00)" and inserting in lieu thereof "One Hundred Dollars (\$100.00)".

Amend section four (4) by inserting after the word "tables" in line two (2) thereof the words "and furniture".

Amend by striking all of section fourteen (14) of said bill and renumbering the remaining sections to conform therewith.

Amend by adding as section sixteen (16) the following:

"Sec. 16. To Emily Faris as extra compensation as clerk of the committee on appropriations the sum of fifty dollars (\$50.00)."

Amend by adding as section seventeen (17) the following:

"Sec. 17. A sum sufficient to pay the per diem compensation at the rate provided in House Joint Resolution No. 3 to the Secretary of the Senate and the Chief Clerk of the House and such assistants and committee clerks as they may select for the period of time spent in the service of the state after the adjournment of the Forty-first General Assembly."

Senator Buser offered the following amendment to the House amendments and moved its adoption:

Amend by striking out the proposed amendment to section 2.

The amendment to the amendments was adopted.

Senator Stoddard offered the following amendment to the House amendments and moved its adoption:

Amend by striking out the proposed amendment to section 14.

The amendment to the amendments was adopted.

By unanimous consent on request of Senator Stoddard the word "House" was inserted in the proposed amendment to section 16 before the words "committee on appropriations".

Further action was deferred.

Senator Stoddard called up for consideration Senate File No. 326, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File No. 326, section 2, by striking from lines three (3) and four (4) the words and figures "fifty thousand dollare (\$50,000.00)" and inserting in lieu thereof the words and figures "ninety-five thousand dollars (\$95,000.00)".

Senator Stoddard invoked rule 8.

On the question "Shall the Senate concur?" the vote was:

Ayes, 27.

Baird	Darting	Horchem	Roberts
Benson	Dean	Johnston	Shaff
Bergman	Ellis	Kimberly	Shane
Breakenridge	Fulton	Mills	Stanley
Cavanaugh	Goodwin	Perkins	Stoddard
Clark	Gunderson	Reed	White
Clearman	Haskell	Rigby	

Nays, 20.

Bowman	Campbell	Hartman	Rees
Brookhart	Cessna	Kern	Shinn
Brookins	Dotts	Langfitt	Skromme
Browne	Fackler	McLeland	Slemmons
Buser	Gilchrist	Nelson	Snook

Absent or not voting, 3.

Ramsey	Romkey	Schmedika
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The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Stoddard moved that the vote by which the Senate concurred be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

Senator Cavanaugh called up for consideration Senate File No. 75, amended by the House, and moved that the Senate concur in the following amendments:

Amend by striking out all after the enacting clause and substituting in lieu thereof the following:

Section 1. That section ninety-two hundred eighty (9280) of the Code, 1924, be and is hereby amended by striking out of line thirteen (13) the word "ten" and inserting in lieu thereof the word "twenty"; also by striking out of line fifteen (15) the word "ten" and inserting in lieu thereof the word "twenty".

Sec. 2. That section ninety-two hundred eighty-one (9281) of the Code, 1924, be and is hereby amended by striking out of line nine (9) the following: "than one hundred dollars nor more than one" and inserting in lieu thereof the following: "than five hundred nor more than five"; also, by striking out of lines ten (10) and eleven (11) the following: "less

than three months nor more than three years" and inserting in lieu thereof the following: "more than five years".

Sec. 3. That section ninety-two hundred eighty-two (9282) of the Code, 1924, be and is hereby amended by striking from line thirteen (13) the following: "less than two nor more than five" and inserting in lieu thereof the following: "more than twenty".

Sec. 4. That section ninety-two hundred eighty-three (9283) of the Code, 1924, be and is hereby amended by striking from line nine (9) the word "hundred" and by inserting in lieu thereof the word "thousand"; also by striking from line ten (10) the words "one year" and inserting in lieu thereof the words "ten years".

That the title be amended by inserting in the first line thereof after the word "sections" the following: "ninty-two hundred eighty (9280).".

Senator Brookhart moved that further action be deferred until after action on House File No. 14 was complete, which action prevailed.

The Senate resumed consideration of House File No. 14.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from section 49 lines 141 to 145 inclusive and lines 158 to 162 inclusive and insert after line 157 the following:

The appropriation in subsections four (4) and five (5) for salaries, support and maintenance, shall be available monthly in twenty-four equal installments, and those for special purposes shall be available as required during the biennium.

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend section 49, subsection 1, paragraph (e) by adding the following:

"Expenditures from the Replacement Fund shall be subject to the approval of the Director of the Budget."

The amendment was adopted.

Senator Shinn offered the following amendment and moved its adoption:

Amend by striking from line 4 of section 51 the words "Eight Hundred Thousand Dollars"; and amend by striking from line 5 of section 51 the figures "(\$1,800,000.00)" and inserting in lieu thereof the figures "(\$1,000,000.00)".

Senator Brookhart offered the following as a substitute amendment and moved its adoption:

Amend by striking from line 4 of section 51 the words "Eight Hundred Thousand Dollars" and inserting in lieu thereof the words "Four Hundred Thousand Dollars"; and amend by striking from line 5 of section 51 the figures "\$1,800,000.00" and inserting in lieu thereof the figures "\$1,400,000.00".

The substitution was made.

The amendment was adopted.

Senator Buser filed the following amendment:

Amend by striking section 52 and substituting the following:

Sec. 52. As a general contingent fund for the state, exclusive of the institutions under the State Board of Education and the Board of Control, to be administered by the Budget Director subject to the approval of the Governor, there is hereby appropriated for the biennium beginning July 1, 1925, and ending June 30, 1927, the sum of Twenty-five Thousand Dollars (\$25,000.00), or so much as may be necessary, for unanticipated contingencies which may be legally paid therefrom.

Senator Buser withdrew the amendment.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking out section 52 and renumbering the remaining sections.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 25.

Bowman	Dotts	McLeland	Shane
Brookhart	Fackler	Mills	Shinn
Brookins	Fulton	Nelson	Skromme
Browne	Gunderson	Rees	Stemmons
Buser	Hartman	Roberts	Snook
Campbell	Kern	Schmedika	Stanley
Cessna			

Nays, 21.

Baird	Clearman	Johnston	Reed
Benson	Dean	Kimberly	Rigby
Bergman	Goodwin	Langfitt	Shaff
Breakenridge	Haskell	Perkins	Stoddard
Cavanaugh	Horchem	Ramsey	White
Clark			

Absent or not voting, 4.

Darting

Ellis

Gilchrist

Romkey

The amendment was adopted.

Senator Shane offered the following amendment and moved its adoption:

Amend section 53 by striking the word "fifteen" from line 2 and inserting in lieu thereof the word "eighteen".

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking section fifty-six (56) down to the word "This" in line seventeen (17), and substituting the following:

Sec. 56. 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, partially or wholly use appropriations for specific purposes, other than those for salaries, wages, or per diem, for other purposes properly within the scope of such department, institution, or agency.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 39.

Bergman
Bowman
Brookhart
Brookins
Browne
Buser
Campbell
Cessna
Clark
Clearman

Darting
Dean
Dotts
Ellis
Fackler
Fulton
Gilchrist
Hartman
Haskell
Horchem

Johnston
Kern
Kimberly
McLeland
Mills
Nelson
Perkins
Reed
Rees
Rigby

Roberts
Shaff
Shane
Shinn
Skromme
Slemmons
Stanley
Stoddard
White

Nays, 4.

Benson

Breakenridge

Cavanaugh

Langfitt

Absent or not voting, 7.

Baird
Goodwin

Gunderson
Ramsey

Romkey
Schmedika

Snook

The amendment was adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by striking from lines one (1), five (5), and ten (10) of section fifty-seven (57) the word "other"; by striking the semicolon (;) after the word "act" in line four (4) and inserting a period (.); by striking the word "and" in line four (4) and beginning the word "if" with a capital letter; by striking from line five (5) the word "such"; by striking from line seven (7) the word "any" before the word "governing" and substituting the word "the"; and by striking from lines eight (8) and eleven (11) the word "any".

The amendment was adopted.

Senator Horchem offered the following amendment and moved its adoption:

Amend Section 6 by striking "\$2000.00" in line 20, and substituting in lieu thereof "\$2200.00", and by striking "\$22,900.00" in line twenty-two, and substituting in lieu thereof "\$23,100.00"; also by striking the words and figures "Twenty-two thousand nine hundred (\$22,900.00)" in lines 6 and 7, and substituting in lieu thereof the words and figures "Twenty-three thousand one hundred (\$23,100.00)".

The amendment was lost.

Senator Shinn offered the following amendments and moved their adoption:

Amend section three by striking from line seventeen the figures "3000.00" and inserting in lieu thereof the figures "2700.00"; by striking from line eighteen the figures "3200.00" and inserting in lieu thereof "2700.00"; by striking from line twenty-one the figures "2200.00" and inserting in lieu thereof the figures "2000.00"; by striking from line 23 the figures "2200.00" and inserting in lieu thereof "1800.00".

Senator Campbell asked for a division of the amendment.

The amendment to line 17 was lost.

On the question "Shall the amendment to line 18 be adopted?" the vote was:

Ayes 20.

Brookhart	Fackler	Langfitt	Shinn
Buser	Fulton	McLeland	Skromme
Campbell	Gunderson	Nelson	Slemmons
Cessna	Hartman	Rees	Snook
Dotts	Kern	Schmedika	White

Nays, 25.

Benson	Clearman	Horchem	Rigby
Bergman	Darting	Johnston	Roberts
Bowman	Dean	Kimberly	Shaff
Breakenridge	Ellis	Perkins	Shane
Brookins	Gilchrist	Ramsey	Stanley
Cavanaugh	Haskell	Reed	Stoddard
Clark			

Absent or not voting, 5.

Baird	Goodwin	Mills	Romkey
Browne			

The amendment was lost.

The amendment to line 21 was lost.

On the question "Shall the amendment to line 23 be adopted?"
the vote was:

Ayes, 19.

Brookhart	Dotts	Langfitt	Shinn
Browne	Fackler	Nelson	Slemmons
Buser	Fulton	Rees	Snook
Cessna	Hartman	Romkey	White
Clark	Kern	Schmedika	

Nays, 22.

Baird	Clearman	Johnston	Roberts
Benson	Ellis	Kimberly	Shaff
Bergman	Gilchrist	Perkins	Shane
Breakenridge	Goodwin	Ramsey	Stanley
Brookins	Haskell	Reed	Stoddard
Cavanaugh	Horchem		

Absent or not voting, 9.

Bowman	Dean	McLeland	Rigby
Campbell	Gunderson	Mills	Skromme
Darting			

The amendment was lost.

Senator Breakenridge offered the following amendment and moved its adoption:

Amend section 3 by striking from line 13 the figures "\$4,000" and inserting in lieu thereof the figures "\$5,000."

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 10.

Baird
Benson
Breakenridge

Brookins
Cavanaugh
Darting

Horchem
Johnston

Kimberly
Ramsey

Nays, 37.

Bergman
Bowman
Brookhart
Browne
Buser
Cessna
Clark
Clearman
Dean
Dotts

Ellis
Fackler
Fulton
Gilchrist
Goodwin
Hartman
Haskell
Langfitt
McLeland

Mills
Nelson
Perkins
Reed
Rees
Rigby
Roberts
Romkey
Schmedika

Shaff
Shane
Shinn
Skromme
Slemmons
Snook
Stanley
Stoddard
White

Absent or not voting, 3.

Campbell

Gunderson

Kern

The amendment was lost.

Senator Brookhart offered the following amendment and moved its adoption:

Amend by adding at the end of section 57 the following: "The Executive Council, with the approval of the Budget Director, is authorized where the appropriation for any department, institution, or agency is insufficient to properly meet the legitimate expense of such department, institution, or agency of the state to transfer from any other department, institution, or agency of the state having an appropriation in excess of its necessity, sufficient funds to meet such deficiency".

The amendment was adopted.

Senator Perkins offered the following amendment and moved its adoption:

Amend section 34 by adding the following line: "13-a. Office Clerk and Parole Agent for Women's Reformatory at Rockwell City \$2,000.00."

The amendment was adopted.

Further action was deferred temporarily.

REPORTS OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 172 and 262.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 171, 321, and 191.

House Joint Resolution No. 7.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 94, 118, 206, 269, 277, 295, 297, 296, 298, 299, 307, 318, 319, 320 and 325.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House Files Nos. 172, 262, 171, 321, 191, and House Joint Resolution No. 7.

REPORT OF COMMITTEE

Senator Stoddard submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 399 a bill for an act to provide an appropriation of \$55.00 to reimburse Marvin H. Wiegman for the loss of an overcoat while attending the Governor's Inaugural Ball the night of January 15, 1925, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 360, a bill for an act to compensate J. W. Slocum for services rendered while serving as a member of the Board of Iowa State Pharmacy Examiners, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 394, a bill for an act making an appropriation to pay for repairs upon the State Capitol and Historical buildings, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 397, a bill for an act to provide an appropriation to reimburse F. J. Schadle for money paid by him to the Pharmacy Commission for licenses as an itinerant vendor under misapprehension of the law, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 400, a bill for an act making an appropriation

to compensate Martha Hutchins of Independence, Iowa, for injuries sustained by her while performing her duties as an employe of the State Hospital for the Insane at Independence, Iowa, on July 29, 1924, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 398, a bill for an act to provide an appropriation of \$2500.00 to indemnify D. E. Bullock for injuries received by the claimant while serving in the Iowa National Guard at Camp Dodge, Iowa, October 13, 1919, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File No. 396, a bill for an act to provide an appropriation of \$8.00 to indemnify the Lyon County Farm Bureau for rent upon a hall at George, Iowa, used by said bureau for the purpose of conducting a school of instruction in the use of hog serum and virus, begs leave to report it has had the same under consideration and recommends the same do pass.

B. M. STODDARD, *Chairman*.

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 401, a bill for an act relating to benefits on lives of children.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 155, a bill for an act relating to the renewal of certificates of incorporation by stockholders of said corporations.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 191, a bill for an act relating to articles or mixtures containing alcohol which can be converted into a beverage without any chemical process.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 122, a bill for an act to define the crime of embezzlement of funds or deposits of a bank by officers, directors and employees of banks and to provide a punishment for persons convicted thereof.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 152, a bill for an act to place a limit upon the hours of duty required of employees of fire departments in certain cities.

Also, That the House requests the return of the following bill:

Senate File No. 173, a bill for an act relating to co-insurance.

Also, That the House requests the return of the following bill:

Senate File No. 289, a bill for an act relating to dairy products.

A. C. GUSTAFSON, *Chief Clerk.*

SENATE FILES 173 AND 289 RETURNED TO HOUSE

Senator Fulton moved that the Governor be requested to return Senate File No. 173 and that it be returned to the House, which motion prevailed.

Senator Fulton moved that Senate File No. 289 be returned to the House, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Roberts, House File No. 318, a bill for an act to amend section forty-four hundred eighty-three (4483), Code, 1924, relating to the management by the board of supervisors of lands belonging to the school fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Roberts moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 30.

Baird	Clearman	Kimberly	Shinn
Benson	Dean	Langfitt	Slemmons
Bergman	Ellis	McLeland	Snook
Bowman	Fulton	Perkins	Stanley
Browne	Gilchrist	Rees	Stoddard
Buser	Haskell	Roberts	White
Cavanaugh	Horchem	Shaff	
Cessna	Johnston	Shane	

Nays, none.

Absent or not voting, 20.

Breakenridge	Darting	Hartman	Reed
Brookhart	Dotts	Kern	Rigby
Brookins	Fackler	Mills	Romkey
Campbell	Goodwin	Nelson	Schmedika
Clark	Gunderson	Ramsey	Skromme

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Roberts moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Fackler, Senate File No. 244, a bill for an act requiring sheriffs and chiefs of police to report thefts of automobiles and recoveries of such vehicles to the Bureau of Criminal Investigation, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were adopted:

Amend section one (1) lines three and four by striking therefrom the words "manager and commission plan".

Amend by inserting at the end of section one (1) the following: "The bureau shall publish a list of motor vehicles reported stolen and all motor vehicles recovered, and shall send a copy thereof to each chief of police and sheriff in the state, and to the motor vehicle department of each of the several states".

The bill was read for information.

Senator Fackler moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Cessna	Horchem	Romkey
Benson	Clark	Johnston	Shaff
Bergman	Clearman	Kimberly	Shane
Bowman	Dean	Langfitt	Shinn
Breakenridge	Ellis	McLeland	Slemmons
Browne	Fackler	Perkins	Snook
Buser	Fulton	Reed	Stanley
Campbell	Gilchrist	Rees	Stoddard
Cavanagh	Haskell	Roberts	White

Nays, none.

Absent or not voting, 14.

Brookhart	Goodwin	Mills	Rigby
Brookins	Gunderson	Nelson	Schmedika
Darting	Hartman	Ramsey	Skromme
Dotts	Kern		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Fackler moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Kimberly, House File No. 139, a bill for an act to amend section forty-one hundred eighty-eight (4188) of the Code, 1924, relating to dissolution of consolidated school corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 37.

Baird	Dean	Kern	Schmedika
Benson	Ellis	Kimberly	Shane
Bergman	Fulton	Langfitt	Shinn
Breakenridge	Gilchrist	McLeland	Skromme
Browne	Goodwin	Nelson	Slemmons
Buser	Hartman	Perkins	Snook
Campbell	Haskell	Ramsey	Stanley
Cavanaugh	Horchem	Rigby	Stoddard
Clearman	Johnston	Roberts	White
Darting			

Nays, none.

Absent or not voting, 13.

Bowman
Brookhart
Brookins
Cessna

Clark
Dotts
Fackler

Gunderson
Mills
Reed

Rees
Romkey
Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kimberley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clearman, Senate File No. 217, a bill for an act to authorize the state board of education to erect, control, and manage dormitories in connection with the state educational institutions, was taken up and considered, the report of the committee having been previously adopted.

Senator Fulton offered the following amendment and moved its adoption:

Amend by adding as section 8 the following: "No state funds shall be used for this purpose."

The amendment was adopted.

Senator Buser offered the following amendment and moved its adoption:

Amend by inserting the words "loaned or" before the word "used" in section 8.

The amendment was adopted.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend section 8 by inserting after the word "funds" the following: "appropriated by any act of the legislature".

Senator Gilchrist withdrew the amendment.

Senator Buser offered the following amendment and moved its adoption:

Amend by adding to section 8 the following:

"This shall not apply to funds derived from the net earnings of dormitories now or hereafter owned by the State of Iowa."

The amendment was adopted.

Senator Bowman offered the following amendment and moved its adoption:

Amend by adding the following as section 9: "No rule in any of the three state institutions shall be made which will compel any of the students attending said institutions to live in said dormitories."

Senator Shane moved the previous question on the amendment, which motion prevailed.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 18.

Bowman	Dean	Kern	Schmedika
Brookins	Fackler	McLeland	Shinn
Browne	Fulton	Nelson	Slemmons
Buser	Gunderson	Romkey	Snook
Cessna	Hartman		

Nays, 29.

Baird	Darting	Kimberly	Rigby
Benson	Dotts	Langfitt	Roberts
Bergman	Ellis	Mills	Shaff
Breakenridge	Gilchrist	Perkins	Shane
Campbell	Goodwin	Ramsey	Stanley
Cavanaugh	Haskell	Reed	Stoddard
Clark	Johnston	Rees	White
Clearman			

Absent or not voting, 3.

Brookhart	Horchem	Skromme
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The amendment was lost.

The bill was read for information.

Senator Clearman moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Dotts	Langfitt	Schmedika
Benson	Ellis	McLeland	Shaff
Bergman	Fulton	Mills	Shane
Breakenridge	Gilchrist	Perkins	Skromme
Campbell	Goodwin	Ramsey	Slemmons
Cavanaugh	Haskell	Reed	Snook
Clark	Horchem	Rigby	Stanley
Clearman	Johnston	Roberts	Stoddard
Darting	Kimberly	Romkey	White

Nays, 2.

Kern Shinn

Absent or not voting, 12.

Bowman	Browne	Dean	Hartman
Brookhart	Buser	Fackler	Nelson
Brookins	Cessna	Gunderson	Rees

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clearman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE MESSAGES CONSIDERED

House File No. 401, a bill for an act to amend section eighty-eight hundred thirty-seven (8837) and to repeal section eighty-eight hundred forty-nine (8849) of chapter four hundred two (402) of the Code, 1924, relating to benefits on lives of children.

Read first and second times.

On motion of Senator Shane, the rules were suspended and House File No. 401, a bill for an act to amend section eighty-eight hundred thirty-seven (8837) and to repeal section eighty-eight hundred forty-nine (8849) of chapter four hundred two (402) of the Code, 1924, relating to benefits on lives of children, was substituted for Senate File No. 323, taken up and considered.

The bill was read for information.

Senator Shane moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Clark	Haskell	Rigby
Benson	Clearman	Johnston	Roberts
Bergman	Darting	Kimberly	Shaff
Bowman	Ellis	Langfitt	Shane
Breakenridge	Fackler	Mills	Skromme
Brookins	Fulton	Nelson	Slemmons
Browne	Gilchrist	Perkins	Stanley
Campbell	Goodwin	Ramsey	Stoddard
Cavanaugh	Gunderson	Reed	White
Cessna	Hartman	Rees	

Nays, 3.

Schmedika	Shinn	Snook
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Absent or not voting, 8.

Brookhart	Dean	Horchem	McLeland
Buser	Dotts	Kern	Romkey

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shane moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SENATE FILE NO. 323 WITHDRAWN

By unanimous consent Senator Shane withdrew Senate File No. 323 from further consideration.

The Senate resumed consideration of House File No. 14.

Senator Ellis moved that the vote by which section 30, line 14, was amended, be reconsidered.

On the question "Shall the motion prevail?" the vote was:

Ayes, 26.

Baird	Darting	Kimberly	Schmedika
Benson	Ellis	Langfitt	Shaff
Bergman	Gilchrist	Perkins	Shane
Breakenridge	Goodwin	Ramsey	Stanley
Cavanaugh	Haskell	Reed	Stoddard
Clark	Horchem	Rigby	White
Clearman	Johnston		

Nays, 24.

Bowman	Cessna	Hartman	Roberts
Brookhart	Dean	Kern	Romkey
Brookins	Dotts	McLeland	Shinn
Browne	Fackler	Mills	Skromme
Buser	Fulton	Nelson	Slemmons
Campbell	Gunderson	Rees	Snook

Absent or not voting, none.

The motion prevailed.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 28.

Baird	Darting	Johnston	Rees
Benson	Dean	Kimberly	Schmedika
Bergman	Ellis	Langfitt	Shaff
Breakenridge	Gilchrist	McLeland	Shane
Cavanaugh	Goodwin	Perkins	Stanley
Clark	Haskell	Ramsey	Stoddard
Clearman	Horchem	Reed	White

Nays, 22.

Bowman	Cessna	Kern	Romkey
Brookhart	Dotts	Mills	Shinn
Brookins	Fackler	Nelson	Skromme
Browne	Fulton	Rigby	Slemmons
Buser	Gunderson	Roberts	Snook
Campbell	Hartman		

Absent or not voting, none.

The amendment was adopted.

Senator Breakenridge moved to reconsider the vote by which the amendment was adopted to line 12 of section 24, striking out the figures "\$5,000.00" and inserting the figures "\$4,000.00" in lieu thereof.

Senator Bowman moved that the motion be laid on the table.

On the question "Shall the motion to reconsider be laid on the table?" the vote was:

Ayes, 24.

Bowman	Cessna	Gunderson	Romkey
Brookhart	Darting	Hartman	Schmedika
Brookins	Dotts	Kern	Shinn
Browne	Fackler	McLeland	Skromme
Buser	Fulton	Mills	Slemmons
Campbell	Gilchrist	Nelson	Snook

Nays, 26.

Baird	Dean	Langfitt	Roberts
Benson	Ellis	Perkins	Shaff
Bergman	Goodwin	Ramsey	Shane
Breakenridge	Haskell	Reed	Stanley
Cavanaugh	Horchem	Rees	Stoddard
Clark	Johnston	Rigby	White
Clearman	Kimberly		

Absent or not voting, none.

The motion to lay on the table was lost.

On the question "Shall the motion to reconsider prevail?" the vote was:

Ayes, 24.

Baird	Clearman	Johnston	Roberts
Benson	Dean	Langfitt	Shaff
Bergman	Ellis	Perkins	Shane
Breakenridge	Goodwin	Ramsey	Stanley
Cavanaugh	Haskell	Reed	Stoddard
Clark	Horchem	Rigby	White

Nays, 26.

Bowman	Darting	Kern	Romkey
Brookhart	Dotts	Kimberly	Schmedika
Brookins	Fackler	McLeland	Shinn
Browne	Fulton	Mills	Skromme
Buser	Gilchrist	Nelson	Slemmons
Campbell	Gunderson	Rees	Snook
Cessna	Hartman		

Absent or not voting, none.

The amendment was lost.

Senator Johnston moved that the vote by which the amendment by Senator Ellis to section 40 was adopted be reconsidered.

Senator Johnston withdrew the motion.

The following motion to reconsider was filed:

MR. PRESIDENT: We move to reconsider the vote by which the amendment by Breakenridge to strike out the figures "\$215,500" in line 92 of section 49 of House File No. 14, and to insert in lieu thereof the figures "\$270,000" failed to pass the Senate.

J. O. SHAFF.

B. M. STODDARD.

LLOYD ELLIS.

Senator Buser raised the point of order that a motion cannot be signed by three members of the Senate.

The President held the point not well taken.

The motion was declared lost.

A roll call was asked for.

Senator Cessna raised the point of order that the decision had been announced.

The President held the point well taken.

Senator Johnston moved to reconsider the vote by which the amendment by Senator Bowman to section 24 was adopted.

Senator Johnston withdrew the motion.

Senator Campbell moved that the vote by which section 51 was amended be reconsidered.

Senator Bowman moved as a substitute that a committee of three be appointed to amend this section so that the various counties sending people to this hospital should pay for those whom they send.

Senator Buser raised the point of order that a substitute can not be offered to a motion to reconsider.

The President held the point well taken.

On the question "Shall the motion to reconsider prevail?" the vote was:

Ayes, 26.

Baird	Darting	Kimberly	Shaff
Benson	Ellis	Langfitt	Shane
Bergman	Gilchrist	Perkins	Stanley
Breakenridge	Goodwin	Ramsey	Stoddard
Campbell	Haskell	Reed	White
Cavanaugh	Horchem	Rigby	
Clearman	Johnston	Roberts	

Nays, 24.

Bowman	Clark	Hartman	Romkey
Brookhart	Dean	Kern	Schmedika
Brookins	Dotts	McLeland	Shinn
Browne	Fackler	Mills	Skromme
Buser	Fulton	Nelson	Slemmons
Cessna	Gunderson	Rees	Snook

Absent or not voting, none.

The motion to reconsider prevailed.

Senator Bowman offered the following substitute for the amendment to section 51:

"That a committee of three be appointed to draft a measure caring for section 51 so that the various counties pay for the patients sent from said county to said institution at Iowa City."

Senator Shane raised the point of order that this was an appropriation bill, and that the substitute amendment was not germane to the subject.

The President held the point well taken.

Senator Bowman appealed from the decision of the chair.

On the question "Shall the decision of the chair be sustained?" the vote was:

Ayes, 38.

Baird	Clearman	Johnston	Rees
Benson	Darting	Kern	Rigby
Bergman	Dean	Kimberly	Roberts
Breakenridge	Dotts	Langfitt	Shaff
Brookhart	Ellis	Mills	Shane
Buser	Fulton	Nelson	Slemmons
Campbell	Gilchrist	Perkins	Stanley
Cavanaugh	Hartman	Ramsey	Stoddard
Cessna	Haskell	Reed	White
Clark	Horchem		

Nays, 8.

Bowman	Browne	McLeland	Shinn
Brookins	Goodwin	Schmedika	Snook

Absent or not voting, 4.

Fackler	Gunderson	Romkey	Skromme
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The decision of the chair was sustained.

Senator Slemmons moved the previous question on the amendment, which motion prevailed.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 23.

Bowman	Darting	Kern	Schmedika
Brookhart	Dotts	McLeland	Shinn
Brookins	Fackler	Mills	Skromme
Browne	Fulton	Nelson	Slemmons
Buser	Gunderson	Rees	Snook
Cessna	Hartman	Romkey	

Nays, 27.

Baird	Clearman	Johnston	Roberts
Benson	Dean	Kimberly	Shaff
Bergman	Ellis	Langfitt	Shane
Breakenridge	Gilchrist	Perkins	Stanley
Campbell	Goodwin	Ramsey	Stoddard
Cavanaugh	Haskell	Reed	White
Clark	Horchem	Rigby	

Absent or not voting, none.

The amendment was lost.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On motion of Senator Fackler, Senator Skromme was excused from the roll call.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Darting	Johnston	Rigby
Benson	Dean	Kimberly	Roberts
Bergman	Ellis	Langfitt	Shaff
Bowman	Gilchrist	McLeland	Shane
Breakenridge	Goodwin	Mills	Slemmons
Campbell	Gunderson	Perkins	Stanley
Cavanaugh	Hartman	Ramsey	Stoddard
Cessna	Haskell	Reed	White
Clark	Horchem	Rees	
Clearman			

Nays, 13.

Brookhart	Dotts	Kern	Schmedika
Brookins	Fackler	Nelson	Shinn
Browne	Fulton	Romkey	Snook
Buser			

Absent or not voting, 1.

Skromme

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Fulton moved that during the remainder of the session the Senate consider only House appropriation bills, Senate bills amended by the House now at the secretary's desk or to be received from the House, bills in conference, or that maybe sent to conference.

By unanimous consent on request of Senator Stoddard the motion was amended to include Senate appropriation bills and bills by the committee on ways and means.

Senator Brookins moved to amend the motion to make it include all committee bills on the Senate calendar.

Senator Brookins invoked rule 8.

On the question "Shall the amendment to the motion prevail?" the vote was:

Ayes—24.

Bergman	Clark	Langfitt	Roberts
Bowman	Clearman	Mills	Shaff
Brookins	Darting	Nelson	Shane
Browne	Dean	Perkins	Slemmons
Cavanaugh	Fackler	Ramsey	Stoddard
Cessna	Gilchrist	Rees	White

Nays—24.

Baird	Ellis	Johnston	Romkey
Breakenridge	Fulton	Kern	Schmedika
Brookhart	Goodwin	Kimberly	Shinn
Buser	Gunderson	McLeland	Skromme
Campbell	Haskell	Reed	Snook
Dotts	Horchem	Rigby	Stanley

Absent or not voting—2.

Benson	Hartman
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The amendment was lost.

Senator Roberts moved to amend the motion by making it include House bills now on the Senate calendar.

The amendment was adopted.

The motion prevailed.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: We, the undersigned members of the Sifting Committee agree to report House File No. 369 out with recommendation for passage.

J. D. BUSER, *Chairman.*

W. S. BAIRD.

B. M. STODDARD.

E. E. CAVANAUGH.

FRANK SHANE.

A. J. SHINN.

W. G. HASKELL.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has failed to pass the following bill in which the concurrence of the House was asked:

Senate File No. 151, a bill for an act authorizing a special extra levy not exceeding two (2) mills for the years 1925 and 1926, for the general fund of all cities and towns.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 157, a bill for an act relating to rewards.

Also, that the House has passed the following resolution in which the concurrence of the House was asked:

Senate Joint Resolution No. 3, relating to the duties of the state board of education.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 315, a bill for an act relating to examinations by the auditor of state of the accounts of cities and towns.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 218, a bill for an act relating to city assessors.

Also, that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 173, a bill for an act relating to co-insurance.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 313, a bill for an act relating to assessments for cost of street improvements and sewers.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS CONSIDERED

Senator Shaff called up for consideration Senate File No. 159, amended by the House.

There being a call of the Senate on this bill the roll was called which revealed the presence of all members with the exception of Senators Benson, Darting, Hartman, Ramsey and Snook.

By unanimous consent Senator Browne was excused temporarily from the call of the Senate on his own request.

The absent senators returned to the Senate chamber and the call was declared complete.

Senator Shaff moved that the Senate concur in the following House amendments:

Amend by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That section forty-seven hundred thirty-six (4736) of the Code, 1924, is hereby amended by striking paragraphs one and two and substituting in lieu thereof the following:

"The highway commission shall have general authority and supervision over the maintenance of the primary roads outside of cities and towns and along the corporate limit lines thereof, and are hereby instructed to cooperate with the various county boards of supervisors to provide and establish an economical policy of primary road maintenance. In case of disagreement as to policy between the highway commission and the county boards of the various counties the decision of the highway commission as to policy shall be final.

Bills for said work shall be prepared and shall designate the amounts properly chargeable to the individual counties of the state and shall be paid from the counties' allotment of the primary road fund."

Sec. 2. That section forty-seven hundred thirty-eight (4738) of the Code, 1924, is hereby amended by adding to the end thereof the following:

"Road machinery purchased by any county out of the primary road fund, and government trucks or tractors used by any county for maintaining primary roads shall be available for use by the highway commission in maintaining the primary roads of said county."

Sec. 3. Before the primary road fund is allotted among the counties each year, there shall be set aside the Federal Aid Road fund and an amount equal to the amount received from the Federal Government as road aid during the year, to constitute a primary road development fund, which primary road development fund shall be expended under the jurisdiction of the state highway commission for the improvement of primary roads. In the expenditure of the primary road development fund the commission shall have the power to receive bids, award and execute contracts and proceed with the construction work and all the provisions of

the primary road law so far as applicable, shall apply to the work done and the expenditure of said fund. The highway commission shall keep a record showing in detail the expenditures from said fund, which records shall show in which counties the expenditures were made and the amount expended in each county.

The highway commission shall, prior to the making of any contract involving expenditures from the primary road development fund, file with the board of supervisors detailed plans and specifications, including the estimated cost, the character of the improvement proposed, the character of the surface, if any, and the proposed form of contract to be made. Within five days after the making of any such contract, the highway commission shall file a copy thereof with the board of supervisors, accompanied by the commission's estimate of additional expenditures above the amount provided in the contract for the work to be performed. For a period of fifteen days after the filing of either of the foregoing, the board of supervisors shall have the right to object to the same or to any part thereof. The objection must be in writing, filed with the highway commission, and setting forth the objections with reasonable particularity. If objections are filed the commission shall meet promptly with the board of supervisors at the county seat to hear the objections. After such hearings, the commission may make such changes, if any, as conditions justify.

Upon the completion of any project or contract to be paid for from the primary road development fund the commission shall file with the board of supervisors of the county in which the work has been done a report thereof together with a statement of the total of the project.

Sec. 3-a. If in any year the primary road allotment of any county is not sufficient to maintain the primary roads of said county and pay the maturing principal of primary road bonds authorized by the county prior to April 2nd, 1925, said deficiency shall be made up from the primary road development fund.

Sec. 4. The highway commission is authorized to purchase road material and machinery for primary roads after receiving competitive bids and to pay for same out of the primary road development fund.

Sec. 5. The state may purchase or condemn any private, real or personal property, including manufactured or processed commodities that may be needed for the construction, maintenance, or repair of the highways of the state, and where condemnation proceedings are instituted they shall be conducted under the provisions of chapters three hundred sixty-five (365) and three hundred sixty-six (366) of the Code, 1924.

Sec. 6. This act shall take effect on November 30th, 1925, and be in force thereafter.

Amend the title to Senate File No. 159 by substituting therefor the following:

A bill for an act to amend sections forty-seven hundred thirty-six (4736) and forty-seven hundred thirty-eight (4738) of the Code, 1924, relating to the maintenance of the primary roads of the state and the purchase of material and machinery for roads; creating a primary road

development fund and providing for the expenditure thereof; providing for the payment of the primary road bonds and providing for the condemnation of real and personal property for use of the highways of the state.

Senator Buser moved as a substitute motion that the following amendment be substituted for the House amendments.

Amend by striking all after the enacting clause and substituting in lieu thereof the following:.

"SECTION 1. That section forty-seven hundred thirty-six (4736) of the Code, 1924, is hereby amended by striking paragraphs one and two and substituting in lieu thereof the following:

"The highway commission shall have general authority and supervision over the maintenance of the primary roads outside of cities and towns and along the corporate limit lines thereof, and are hereby instructed to cooperate with the various county boards of supervisors to provide and establish an economical policy of primary road maintenance. In case of disagreement as to policy between the highway commission and the county boards of the various counties the decision of the highway commission as to policy shall be final.

Bills for said work shall be prepared and shall designate the amounts properly chargeable to the individual counties of the state and shall be paid from the counties' allotment of the primary road fund."

Sec. 2. That section forty-seven hundred thirty-eight (4738) of the Code, 1924, is hereby amended by adding to the end thereof the following:

"Road machinery purchased by any county out of the primary road fund, and government trucks or tractors used by any county for maintaining primary roads shall be available for use by the highway commission in maintaining the primary roads of said county."

Sec. 3. Before the primary road fund in any year is allotted among the counties, the federal aid road fund for said year and an equal amount of state funds derived from motor vehicle license fees shall be set aside to constitute the primary road development fund. Said primary road development fund shall be allotted among said counties of the state in the same manner that the primary road funds are now required to be allotted among said counties.

Sec. 4. The primary road development fund shall be spent under the jurisdiction of the state highway commission for the improvement of the primary roads of the county to which it is allotted.

The maturing interest and principal of primary road bonds issued by any county may be paid from the county's allotment of the primary road fund, or, so far as it lawfully may be done, from the county's allotment of the primary road development fund. Whenever any of said bonds or interest thereon are about to mature the commission shall prepare a voucher in favor of the county treasurer, and drawn against the said county's allotment of the primary road fund or primary road development fund. Said voucher shall be paid in the same manner as other claims payable

from said funds. The funds so received by the county treasurer shall be used for paying the maturing interest and principal of primary road bonds, and for no other purpose.

In the expenditure of said fund the commission shall have power to receive bids, award and execute contracts, and proceed with the construction work, subject to provisions of section five (5) hereunder. All the provisions of the primary road law, insofar as the same are applicable, shall apply to the work done and funds expended hereunder.

Sec. 5. The highway commission shall, prior to the making of any contract involving expenditures from the primary road development fund, file with the board of supervisors detailed plans and specifications, including the estimated cost, the character of the improvement proposed, the character of the surface, if any, and the proposed form of contract to be made. Within five days after the making of any such contract, the highway commission shall file a copy thereof with the board of supervisors, accompanied by the commission's estimate of additional expenditures above the amount provided in the contract for the work to be performed. For a period of fifteen days after the filing of either of the foregoing, the board of supervisors shall have the right to object to the same or to any part thereof. The objection must be in writing, filed with the highway commission, and setting forth the objections with reasonable particularity. If objections are filed, the commission shall meet promptly with the board of supervisors at the county seat to hear the objections. After such hearing the commission may make such changes, if any, as the conditions justify.

Upon the completion of any project or contract to be paid for from the primary road development fund the commission shall file with the board of supervisors a report thereof together with a statement of the total cost of the project. In case the project extends to roads in more than one county the statement shall provide an equitable distribution of the cost as between the counties affected.

Provided further that the cost of all federal aid projects shall be paid from the primary road development fund .

The commission shall file, on or before the first day of each and every month, a detailed statement showing the following:

1. The balance on hand at the time of filing the last detailed statement.
2. All expenditures for the preceding month from the county's allotment of the primary road fund.
3. A detailed statement of all expenditures from the county's allotment of the primary road development fund.
4. The balance on hand of the county's allotment in each of said funds at the time of the making of the statement. On or before the first day of January each year, the commission shall file a detailed statement of the primary road and primary road development funds showing both the receipts and expenditures during the preceding year, and the balance on hand in each fund.

Sec. 6. Section forty-seven hundred eight (4708) of the Code, 1924, is hereby amended as follows:

(a) By striking from line two (2) the words "Of twenty-five per cent".

(b) By striking from lines eight (8) and nine (9) the words "over and above twelve and one-half per cent".

(c) By inserting a period after the first word "bonds" in line thirteen (13) and striking from lines thirteen (13) and fourteen (14) the words "or other bonds voted by such counties", and substituting the following in lieu thereof: "Any county in which special assessments for hard surfacing have heretofore been levied, may, for the purpose of refunding such assessments, issue primary road bonds under the provisions of chapter two hundred forty-one (241) of the Code, 1924."

(d) By striking the period at the end of section forty-seven hundred eight (4708) of the Code, 1924, and adding the following:

" , or as may be determined by boards of supervisors in case no agreement is reached by such parties".

(e) That the law, as it appears in chapter two hundred forty-one (241) of the Code, 1924, be and the same is hereby amended as follows:

Amend section four thousand six hundred ninety-four (4694) of said chapter by inserting immediately following the word "surface" where it appears in line eleven (11) thereof the words "or gravel"; also insert immediately following the word "surfacing" where it appears in lines twenty-three (23), fifty-four (54), sixty-four (64), eighty-six (86), eighty-nine (89) and ninety-eight (98) of said section the words "or graveling"; also amend said section by inserting in line forty-six (46), immediately following the word "improvement" where it first appears therein, a period (.) and by striking all the balance of said paragraph to and including line fifty-two (52).

Amend section four thousand six hundred ninety-seven (4697) of said chapter by inserting following the word "surfacing" where it appears in line fifteen (15) the words "or graveling"; also amend said section by inserting immediately before the word "all" where it appears in line thirty-three (33) of said section the following: "When the primary road is to be hard surfaced"; also amend said section by inserting immediately following the period (.) where it appears in line fifty-five (55) of said section the following: "When the primary road is to be graveled all real estate lying upon and immediately adjacent to each side of the highway, and constituting two continuous zones each one hundred and sixty (60) rods in width, measured from the center of the highway, shall be included within each district."

Amend section four thousand seven hundred and two (4702) of said chapter by inserting immediately following the first paragraph thereof the following paragraph:

"Claims for graveling portions of the primary road system shall be paid in the same manner as is the cost of hard surfacing except that the cost of graveling shall be paid to the extent of seventy-five per cent (75%) of the total cost thereof from the county's allotment of the primary road fund and the balance shall be paid with special assessment or road certificates or with the proceeds therefrom."

Also amend section four thousand seven hundred and seven (4707) of said chapter by striking the period (.) where it appears in line thirty-three (33) thereof and by adding immediately thereafter the following: "in cases of hard surfacing and twenty-five per cent of the total expense of said improvement in cases of graveling."

Amend section four thousand seven hundred and eleven (4711) of said chapter by striking from lines three (3) and four (4) thereof the word "one-eighth".

Amend section four thousand seven hundred twelve (4712) of said chapter by inserting after the comma (,) in line four (4) thereof the following: "and twenty-five per cent of the total cost of graveling"; also strike from lines nine (9) and fourteen (14) the words "hard surfacing" and substitute in lieu thereof the word "improvement"; also strike from lines seventeen (17) and eighteen (18) of said section the words "twelve and one-half per cent of the total cost" and substitute in lieu thereof the word "assessment".

Amend section four thousand seven hundred sixteen (4716) of said chapter by striking from line four (4) the words "hard surfacing" and by substituting in lieu thereof the word "improvement".

Amend section four thousand seven hundred nineteen (4719) of said chapter by inserting immediately following the comma (,) in line three (3) thereof the word "graveling".

Amend section four thousand seven hundred twenty (4720) by inserting immediately before the word "hard" where it appears in lines two (2) and thirty-four (34) thereof the words "graveling and".

Amend section four thousand seven hundred twenty-seven (4727) of said chapter by inserting immediately before the word "hard" where it appears in lines two (2), ten (10), forty-eight (48) and fifty-four (54) thereof the words "gravel or".

Amend section four thousand seven hundred thirty-four (4734) by inserting immediately before the word "hard" where it appears in lines three (3), forty-five (45) and fifty-three (53) the words "or graveling"; also amend said section by inserting immediately following the period (.) in line one hundred and nine (109) the following: "If the improvement is for graveling a county boundary line road that portion of the total cost thereof not specially assessable, to wit, seventy-five per cent, shall be taken equally from each county's apportionment of the primary road fund. If the improvement is the graveling of a paralleling or angling road, said seventy-five per cent of the total cost shall be taken wholly from the apportionment of the county wherein the paralleling or angling road is located."

Amend section four thousand seven hundred thirty-five (4735) of said chapter by inserting immediately before the word "hard" where it appears in lines seven (7) and ten (10) the words "graveling or".

Amend section four thousand seven hundred thirty-six (4736) of said chapter by inserting immediately before the word "hard" where it appears in line nine (9) the words "or gravel"; also insert immediately

before the word "hard" where it appears in lines thirteen (13) and twenty-eight (28) the words "graveling or".

Also amend said chapter by inserting immediately following section four thousand seven hundred forty-four (4744) the following:

"Section 4744-a. Whenever any part of the cost of the improvement of any portion of the primary road system is paid by special assessments, as in this chapter provided, the state highway commission shall at the time it certifies the portion of the cost of said improvement to be paid from the county's allotment of the primary road fund, certify to the auditor of state the total amount of the special assessments for such improvement in the assessment district. The auditor of state shall, at once, upon receipt of said certificate issue a warrant equal in amount to the total special assessment so certified. Such warrants shall be payable to the treasurer of the county in which the assessment district is located, and shall be paid by the treasurer of state from the county's allotment of the primary road fund. The money so received by the county treasurer shall be deposited by him in a special road fund to be expended by order of the board of supervisors for the improvement of all county and township roads located within the assessment district for which the money was paid. If all of the money so received is not required for the improvement of the roads in that assessment district, any balance remaining shall be expended for the improvement of such roads extending into adjoining districts. Whenever any assessment district lies in more than one county and the boards of supervisors are unable to agree on its limits, or which county shall construct the improvement, either board may apply to the state highway commission for a decision in the matter. Said commission shall determine any matter so submitted to it, and its order shall be final."

Sec. 7. The state highway commission is authorized to purchase road material for primary roads, after receiving competitive bids, and to pay for same out of the primary road development fund, or they may purchase road machinery or material for any county on proper resolution passed by the board of supervisors requesting the highway commission to do so, and in such event such material or machinery shall be paid for out of the allotment of the primary road fund for such counties.

Sec. 8. The state may purchase or condemn any private, real or personal property, including manufactured or processed commodities that may be needed for the construction, maintenance or repair of the highways of the state, and where condemnation proceedings are instituted they shall be conducted under the provisions of chapters three hundred sixty-five (365) and three hundred sixty-six (366) of the Code, 1924.

Sec. 9. This act shall take effect on November 30, 1925, and be in force thereafter."

By unanimous consent Senator Reed was excused temporarily from the call.

The Senate took a recess subject to the sound of the gavel.

The Senate resumed session.

REPORTS OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 122, 152 and 326.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 401, 139, 318 and 313.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 147, 228 and 296.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

HOUSE MESSAGE CONSIDERED

House File No. 155, a bill for an act amending section ten thousand four hundred ten (10410) of the Code, 1924, relating to the renewal of certificates of incorporation by stockholders of said corporations.

Read first and second times and referred to sifting committee.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 94, 118, 206, 269, 277, 296, 297, 298, 299, 307, 318, 319, 320, 325, 295, 122, 152, and 326.

BILLS APPROVED BY THE GOVERNOR

Communications were received from the Governor announcing that, on April 3, 1925, he had approved the following bills:

Senate File No. 243, authorizing cities and towns to divide into districts for lighting purposes.

Senate File No. 161, relating to insurance other than life.

Senate File No. 241, authorizing cities to aid in purchase of state parks.

Senate File No. 160, relating to insurance other than life.

Senate File No. 99, relating to penalties for nuisance.

Senate File No. 3, relating to priority of claims in receiverships.

Senate File No. 29, relating to seizure of intoxicating liquors.

Senate Joint Resolution No. 1, proposing an amendment to the constitution relating to apportionment of the state into senatorial districts.

Senate File No. 231, authorizing special levy for repair of buildings in certain counties.

Senate File No. 208, authorizing transfer of funds in Palo Alto county.

Senate File No. 292, relating to joint use of sewer systems in certain cities and towns.

Senate File No. 246, relating to costs, fees and refunds of inheritance tax.

Senate File No. 216, relating to motor vehicle license fees.

Senate File No. 316, relating to granting of shore lands on the Missouri River in Sioux City.

Senate File No. 272, legalizing a special election of the city of Webster City.

Senate File No. 271, relating to county public hospitals in counties of 135,000 or over.

Senate File No. 175, relating to the drawing of grand jurors in court.

Senate File No. 169, prohibiting use of oleomargarine in state institutions.

Senate File No. 149, relating to fraternal life insurance.

Senate File No. 117, making an appropriation to aid national encampment of the Grand Army of the Republic.

Senate File No. 114, relating to bonds of county treasurers.

Senate File No. 309, legalizing renewal and extension of the Iowa Dairy Company of Dubuque.

Senate File No. 89, requiring delivery of certain former statutes to superintendent of printing.

Senate File No. 50, relating to attorney fee in liquor nuisance cases.

Senate File No. 80, relating to duties of the board of control.

Senate File No. 30, relating to workmen's compensation.

Senate File No. 275, authorizing transfer of funds in Monroe county.

Senate File No. 239, authorizing transfer of funds in certain counties.

Senate File No. 280, authorizing transfer of funds in Melrose, Monroe county.

Senate File No. 186, authorizing executive council to assess property omitted from regular assessments.

HOUSE AMENDMENTS CONSIDERED

Senator Romkey called up for consideration Senate File No. 191, amended by the House, and moved that the Senate concur in the following amendments:

Amend section one (1) by striking out all of said section after the comma following the word "substance" in the fourth line thereof and inserting in lieu thereof the following: "not in a liquid form, and containing alcohol which may be converted into a beverage by a process of pressing or straining the alcohol therefrom, or any".

Amend the title by striking therefrom the words "without any chemical process" and inserting in lieu thereof the words "by a process of pressing or straining".

On the question "Shall the Senate concur?" the vote was:

Ayes—42.

Baird	Clark	Johnston	Schmedika
Benson	Clearman	Kern	Shaff
Bergman	Darting	Kimberly	Shane
Bowman	Dean	Langfitt	Shinn
Breakenridge	Ellis	McLeland	Skromme
Brookhart	Fackler	Wilson	Slemmons
Brookins	Fulton	Ramsey	Snook
Browne	Gilchrist	Rigby	Stanley
Buser	Gunderson	Roberts	Stoddard
Campbell	Hartman	Romkey	White
Cavanaugh	Haskell		

Nays—None.

Absent or not voting—8.

Cessna	Goodwin	Mills	Reed
Dotts	Horchem	Perkins	Rees

The House amendments having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 289, a bill for an act relating to dairy products.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS CONSIDERED

Senator Breakenridge called up for consideration Senate File No. 289, amended by the House, and moved that the Senate concur in the following amendments:

Amend by adding as section two (2) the following:

Sec. 2. The provisions of this act shall not be effective until April 1, 1926.

On the question "Shall the Senate concur?" the vote was:

Ayes—42.

Baird	Clearman	Johnston	Rigby
Benson	Darting	Kern	Roberts
Bergman	Dean	Kimberly	Shaff
Bowman	Dotts	Langfitt	Shane
Breakenridge	Ellis	McLeland	Shinn
Brookhart	Fulton	Nelson	Slemmons
Brookins	Gilchrist	Perkins	Snook
Browne	Goodwin	Ramsey	Stanley
Campbell	Hartman	Reed	Stoddard
Cavanaugh	Haskell	Rees	White
Clark	Horchem		

Nays—7.

Buser	Fackler	Romkey	Skromme
Cessna	Gunderson	Schmedika	

Absent or not voting—1.

Mills

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Haskell, House File No. 347, a bill for an act to amend section fifty-four hundred eleven (5411) of the Code, 1924, relating to the publishing of proceedings of boards of supervisors, was taken up and considered.

The bill was read for information.

Senator Haskell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes—47.

Baird	Clark	Haskell	Roberts
Benson	Clearman	Horchem	Romkey
Bergman	Darting	Johnston	Schmedika
Bowman	Dean	Kern	Shaff
Breakenridge	Dotts	Kimberly	Shane
Brookhart	Ellis	Langfitt	Skromme
Brookins	Fackler	McLeland	Slemmons
Browne	Fulton	Nelson	Snook
Buser	Gilchrist	Perkins	Stanley
Campbell	Goodwin	Ramsey	Stoddard
Cavanaugh	Gunderson	Reed	White
Cessna	Hartman	Rees	

Nays—1.

Shinn

Absent or not voting—2.

Mills

Rigby

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Brookins, House File No. 339, a bill for an act to amend section fifty hundred eighty-nine (5089) of the Code, 1924, relating to penalty for violation of the motor vehicle law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes—39.

Baird	Clearman	Johnston	Romkey
Benson	Dotts	Kern	Schmedika
Brookhart	Ellis	Kimberly	Shane
Brookins	Fulton	McLeland	Shinn
Browne	Gilchrist	Nelson	Skromme
Buser	Goodwin	Ramsey	Slemmons
Campbell	Gunderson	Reed	Snook
Cavanaugh	Hartman	Rees	Stanley
Cessna	Haskell	Rigby	White
Clark	Horchem	Roberts	

Nays—None.

Absent or not voting—11.

Bergman	Darting	Langfitt	Shaff
Bowman	Dean	Mills	Stoddard
Breakenridge	Fackler	Perkins	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Brookins, House File No. 338, a bill for an act to amend section forty-eight hundred sixty-three (4863) of the Code, 1924, relating to motor vehicles, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Brookins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes—40.

Baird	Clearman	Horchem	Roberts
Benson	Darting	Johnston	Romkey
Bergman	Dotts	Kern	Schmedika
Breakenridge	Fackler	Kimberly	Shane
Brookhart	Fulton	Langfitt	Shinn
Brookins	Gilchrist	McLeland	Slemmons
Browne	Goodwin	Nelson	Snook
Cavanaugh	Gunderson	Perkins	Stanley
Cessna	Hartman	Ramsey	Stoddard
Clark	Haskell	Reed	White

Nays—1.

Buser

Absent or not voting—9.

Bowman	Ellis	Rees	Shaff
Campbell	Mills	Rigby	Skromme
Dean			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Brookins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Clark, House File No. 185, a bill for an act to amend section five thousand twenty-nine (5029) of the Code, 1924, relating to the maximum speed of motor vehicles on public highways, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Clark moved that the reading just had be considered the third reading, which motion prevailed.

Senator Clark invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes—27.

Baird	Clark	Hartman	Reed
Benson	Clearman	Haskell	Rigby
Bergman	Dean	Horchem	Shaff
Breakenridge	Ellis	Johnston	Shane
Brookins	Fulton	Kimberly	Stanley
Campbell	Gilchrist	Perkins	Stoddard
Cavanaugh	Goodwin	Ramsey	

Nays—22.

Bowman	Dotts	Nelson	Shinn
Brookhart	Fackler	Rees	Skromme
Browne	Gunderson	Roberts	Slemmons
Buser	Kern	Romkey	Snook
Cessna	Langfitt	Schmedika	White
Darting	McLeland		

Absent or not voting—1.

Mills

The bill having received a constitutional majority it was declared to have passed the Senate and the title was agreed to.

Senator Clark moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Kimberly, House File No. 86, a bill for an act to amend section sixty-three hundred ten (6310), of the Code, 1924, relating to pension fund for disabled and retired firemen and policemen, was taken up and considered.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes—37.

Baird	Cessna	Horchem	Rigby
Benson	Clark	Johnston	Roberts
Bergman	Clearman	Kern	Shane
Breakenridge	Dean	Kimberly	Skromme
Brookhart	Dotts	McLeland	Slemmons
Brookins	Fulton	Nelson	Snook
Browne	Goodwin	Perkins	Stanley
Buser	Gunderson	Ramsey	Stoddard
Campbell	Hartman	Reed	White
Cavanaugh			

Nays—1.

Schmedika

Absent or not voting—12.

Bowman	Fackler	Langfitt	Romkey
Darting	Gilchrist	Mills	Shaff
Ellis	Haskell	Rees	Shinn

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kimberly moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Perkins, House File No. 369, a bill for an act to amend chapter three hundred thirty-three (333) of the Code, 1924, by adding thereto two sections relating to the taxation of shares of stock of banks and trust companies and the payment of the tax thereon by the corporations, and the recovery of the amount paid by the corporation from the stockholders, was taken up and considered.

The bill was read for information.

Senator Perkins moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Cessna	Haskell	Rigby
Benson	Clark	Horchem	Roberts
Bergman	Clearman	Johnston	Shaff
Breakenridge	Darting	Kern	Shane
Brookhart	Dean	Kimberly	Skromme
Brookins	Dotts	Langfitt	Slemmons
Browne	Ellis	McLeland	Snook
Buser	Fackler	Nelson	Stanley
Campbell	Gunderson	Perkins	Stoddard
Cavanaugh	Hartman	Ramsey	White

Nays, 1.

Schmedika

Absent or not voting—9.

Bowman
Fulton
Gilchrist

Goodwin
Mills

Reed
Rees

Romkey
Shinn

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Perkins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Buser, House File No. 99, a bill for an act to protect firemen, engineers and employees of steam railroads, by providing for automatic doors to the fire boxes of locomotive engines, prescribing penalties for its violation, repealing all laws in conflict therewith, and providing a time when the same is to be in force, was taken up and considered.

Senator Baird raised the point of order that this bill could not be considered, as it was a companion bill to Senate File No. 111, which was reported out for indefinite postponement, and under the resolution passed on March 10th, no bills could be considered by the Senate that had been recommended for indefinite postponement.

The President held the point not well taken.

The bill was read for information.

Senator Baird renewed his point of order that this bill could not be considered under the resolution adopted March 10th.

The President held the point well taken.

Senator Campbell moved that the vote by which the motion by Senator Fulton was adopted this morning be reconsidered.

On the question "Shall the motion be reconsidered?" the vote was:

Ayes—30.

Bowman	Ellis	Langfitt	Shaff
Brookhart	Fackler	McLeland	Shane
Browne	Gilchrist	Mills	Shinn
Buser	Goodwin	Rees	Skromme
Campbell	Gunderson	Roberts	Slemmons
Cavanaugh	Hartman	Romkey	Stoddard
Cessna	Horchem	Schmedika	White
Dean	Kimberly		

Nays—19.

Baird	Clark	Haskell	Reed
Benson	Clearman	Johnston	Rigby
Bergman	Darting	Kern	Snook
Breakenridge	Dotts	Perkins	Stanley
Brookins	Fulton	Ramsey	

Absent or not voting—1.

Nelson

The motion to reconsider prevailed.

Senator Fulton moved to amend the motion by making it to include Senate File No. 111, as an exception.

On the question "Shall the amendment to the motion be adopted?" the vote was:

Ayes—32.

Bowman	Dean	Kimberly	Schmedika
Breakenridge	Ellis	Langfitt	Shaff
Brookhart	Fulton	McLeland	Shane
Browne	Gilchrist	Mills	Shinn
Buser	Goodwin	Rees	Skromme
Campbell	Gunderson	Rigby	Slemmons
Cavanaugh	Hartman	Roberts	Stoddard
Cessna	Horchem	Romkey	White

Nays—17.

Baird	Clearman	Johnston	Ramsey
Benson	Darting	Kern	Reed
Bergman	Dotts	Nelson	Snook
Brookins	Haskell	Perkins	Stanley
Clark			

Absent or not voting—1.

Fackler

The amendment was adopted.

On the question "Shall the motion, as amended, be adopted?" the vote was:

Ayes—27.

Benson	Dean	Horchem	Schmedika
Bowman	Ellis	Kimberly	Shane
Breakenridge	Fulton	Langfitt	Shinn
Brookhart	Gilchrist	McLeland	Skromme
Buser	Goodwin	Rigby	Stoddard
Cavanaugh	Gunderson	Roberts	White
Cessna	Hartman	Romkey	

Nays—21.

Baird	Clearman	Mills	Rees
Bergman	Dotts	Nelson	Shaff
Brookins	Haskell	Perkins	Slemmons
Browne	Johnston	Ramsey	Snook
Campbell	Kern	Reed	Stanley
Clark			

Absent or not voting—2.

Darting Fackler

The motion was adopted.

Senator Baird raised the point of order that under the resolution of March 10th no bills shall be reported or considered by the Senate that have been reported for indefinite postponement, and as this bill was reported for indefinite postponement by the committee on railroads on March 19th, it could not be considered.

The President held the point well taken.

Senator Buser moved to amend the rules by repealing the motion that provided for a sifting committee.

The President held the motion out of order.

Senator Brookins raised the point of order that when the Senate recessed it was discussing Senate File No. 159, and as it was a special order it should be taken up now.

The President held the point well taken.

Senator Buser appealed from the decision of the chair with regard to the ruling on the motion to repeal the motion providing for a sifting committee whereby it was ruled out of order.

On the question "Shall the decision of the chair be sustained?" the vote was:

Ayes—25.

Baird	Darting	Horchem	Ramsey
Bergman	Dean	Johnston	Reed
Breakenridge	Dotts	Kimberly	Rigby
Brookins	Fulton	McLeland	Shaff
Cavanaugh	Goodwin	Mills	Stanley
Clark	Haskell	Perkins	Stoddard
Clearman			

Nays—17.

Bowman	Ellis	Roberts	Skromme
Brookhart	Gilchrist	Romkey	Slemmons
Browne	Gunderson	Schmedika	Snook
Buser	Hartman	Shinn	White
Campbell			

Absent or not voting—8.

Benson	Fackler	Langfitt	Rees
Cessna	Kern	Nelson	Shane

The decision of the chair was sustained.

Senator Campbell moved that the Senate proceed to consider Senate File No. 111.

The President held the motion out of order.

The Senate resumed consideration of Senate File No. 159.

Senator Ellis moved the previous question on the substitute amendment offered by Senator Buser, which motion prevailed.

On motion of Senator Shaff, Senator Buser's time for closing was extended ten minutes.

Senator Ellis moved that Senator Benson be excused from the roll call, which motion was lost.

On motion of Senator Stoddard the Senate recessed, subject to the sound of the gavel.

The Senate resumed session, and action on Senate File No. 159 was deferred temporarily.

RESOLUTION CONSIDERED

Senator Haskell offered the following resolution and moved its adoption:

Whereas, Jay N. Darling, whose cartoons over the signature "Ding"

for the brightness of their humor and their keen depiction of the hypocrisies and the homely virtues in human actions, have made him famous and brought distinction to Iowa, his native state, is now confined by a serious malady to Mercy Hospital in the city of Des Moines.

Be it resolved, that the members of the Senate, through the president and secretary, send him greetings, expressing their sympathy in his illness and their hopes for a speedy recovery and return to his normal activities that by his pictorial art he may continue to amuse and instruct his countrymen.

The resolution was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 403, a bill for an act making an appropriation for the purchase, by the board of control, of butter for use in the institutions under the board of control.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 244, a bill for an act requiring sheriffs and chiefs of police to report thefts of automobiles and recoveries of such vehicles to the Bureau of Criminal Investigation.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 217, a bill for an act authorizing the state board of education to erect, control, and manage dormitories in connection with the state educational institutions.

A. C. GUSTAFSON, *Chief Clerk.*

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 3rd day of April, 1925, sent to the Governor for his approval, Senate Files Nos. 94, 118, 206, 269, 277, 295, 298, 297, 299, 307, 318, 319, 320, 325, 296, 122, 152, 326.

F. C. STANLEY, *Chairman.*

The report was adopted.

Senator Brookins moved that the rules be suspended and Senate File No. 266, be taken from the sifting committee and placed on the calendar.

Senator Brookins invoked rule 8.

On the question "Shall the motion prevail?" the vote was:

Ayes—21.

Benson	Clearman	Gunderson	Perkins
Bergman	Darting	Hartman	Roberts
Breakenridge	Ellis	Kimberly	Romkey
Brookins	Fackler	Langfitt	Schmedika
Browne	Gilchrist	Nelson	White
Campbell			

Nays—27.

Baird	Dean	McLeland	Shinn
Bowman	Dotts	Mills	Skromme
Brookhart	Fulton	Reed	Slemmons
Buser	Haskell	Rees	Snook
Cavanaugh	Horchem	Rigby	Stanley
Cessna	Johnston	Shaff	Stoddard
Clark	Kern	Shane	

Absent or not voting—2.

Goodwin Ramsey

The motion was lost.

THIRD READING OF BILLS

On motion of Senator Breakenridge, House File No. 195, a bill for an act to amend the law as it appears in sections twenty-six hundred eighty-four (2684), twenty-six hundred eighty-eight (2688), twenty-six hundred ninety (2690), twenty-six hundred ninety-one (2691), twenty-six hundred ninety-four (2694), and twenty-seven hundred (2700) of the Code, 1924, and to repeal the law as it appears in sections twenty-six hundred ninety-five (2695) and twenty-seven hundred one (2701) of the Code, 1924, and to enact substitutes therefor, relating to eradication of bovine tuberculosis, was taken up and considered.

Senator Stanley moved the previous question.

On the question "Shall the main question be ordered?" the vote was:

Ayes—23.

Bergman	Ellis	McLeland	Roberts
Browne	Fulton	Mills	Shaff
Cavanaugh	Gilchrist	Perkins	Stanley
Darting	Horchem	Ramsey	Stoddard
Dean	Johnston	Rees	White
Dotts	Langfitt	Rigby	

Nays—24.

Baird	Buser	Gunderson	Schmedika
Benson	Cessna	Hartman	Shane
Bowman	Clark	Haskell	Shinn
Breakenridge	Clearman	Kern	Skromme
Brookhart	Fackler	Nelson	Slemmons
Brookins	Goodwin	Romkey	Snook

Absent or not voting—3.

Campbell Kimberly Reed

The motion was lost.

Senator Kern offered the following amendment and moved its adoption:

Amend by adding as section 9 the following: "Section twenty-six hundred sixty-nine (2669), Code, 1924, is hereby repealed." Also renumber section 9 as section 10.

Further action was deferred.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate Files Nos. 157, 218 and 315, and Senate Joint Resolution No. 3.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

The Senate resumed consideration of Senate File No. 159.

Senator Breakenridge moved that the vote by which the previous question was ordered be reconsidered.

Senator Shaff raised the point of order that the Senate was now in the midst of a roll call and this motion was out of order.

The President held the point well taken.

On the question "Shall the amendment offered by Senator Buser be substituted for the House amendments?" the vote was:

Ayes—24.

Bowman	Campbell	Gunderson	Romkey
Breakenridge	Cessna	Hartman	Schmedika
Brookhart	Dean	McLeland	Shinn
Brookins	Dotts	Mills	Skromme
Browne	Fackler	Nelson	Slemmons
Buser	Gilchrist	Reed	Snook

Nays—26.

Baird	Ellis	Kimberly	Roberts
Benson	Fulton	Langfitt	Shaff
Bergman	Goodwin	Perkins	Shane
Cavanaugh	Haskell	Ramsey	Stanley
Clark	Horchem	Rees	Stoddard
Clearman	Johnston	Rigby	White
Darting	Kern		

Absent or not voting—None.

The substitute was lost.

Senator Buser moved that the vote by which the substitution was lost be reconsidered.

Senator Shane raised the point of order that the motion was out of order, as Senator Buser did not vote on the prevailing side.

The President held the point well taken.

Senator Breakenridge offered the following amendment to the House amendments and moved its adoption:

Amend by inserting after the period in line 6 of section 3 the following: "The primary road development fund shall be allotted and distributed each year among the ninety-nine counties of the state in the same proportion as the primary road fund is now required to be allotted and not otherwise."

Senator Roberts offered the following amendment as a substitute amendment and moved its adoption:

Amend the House amendment by inserting after the word "which" at the end of line four (4), Sec. 3, the following: "shall be distributed among the counties of the state in which the primary roads are not graded, drained and graveled, or otherwise surfaced, in the same manner as the primary road fund is distributed. The said".

Further action was temporarily deferred.

President Pro Tem Campell was called to the chair.

Senator Cavanaugh moved that the President Pro Tempore of

the Senate appoint a committee of three to escort the Lieutenant-Governor to the chair that he might be presented with the chair that he has occupied as President of the Senate, and the gavel.

The motion prevailed and President Pro Tem Campbell appointed as such committee Senators Cavanaugh, Stoddard, and White.

President Pro Tem Campbell made the presentation and President Kimball addressed the Senate briefly.

President Kimball resumed the chair.

SENATE CONCURRENT RESOLUTION NO. 14

Senator Stoddard offered the following resolution:

Whereas, some of the members of the Forty-first General Assembly may desire to purchase the chairs occupied by them during this session; therefore,

Be it resolved by the Senate, the House concurring, that such members be permitted to purchase such chairs from the secretary of the executive council at the price of replacement, 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 purchaser.

By unanimous consent the resolution was taken up and considered.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking from lines 6 and 7 the words "the price of replacement" and inserting in lieu thereof the following: "twenty dollars (\$20.00) each".

The amendment was lost.

The resolution was adopted.

RESOLUTION CONSIDERED

Senator Stoddard offered the following resolution and moved its adoption:

Be it resolved by the Senate of the Forty-first General Assembly of the State of Iowa, that the thanks of this body be extended to the door-keepers and sergeant-at-arms of this body who have so faithfully performed their duties in their various situations.

Be it further resolved, that as these veterans pass down the stream of time and one by one are called to the camping ground of the great here-

after, it is the wish of the Senate that the smiles of Providence may rest upon them.

The resolution was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 404, a bill for an act relative to the jurisdiction of courts in actions to collect assessments from members of insurance associations organized under the provisions of chapter four hundred six (406) of the Code, 1924.

Also: That the House requests the return of the following bill:

House File No. 403, a bill for an act making an appropriation for the purchase, by the board of control, of butter for use in the institutions under said board of control.

Also: That the House has adopted the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution No. 19, relating to the International Trade Exposition to be held at New Orleans, Louisiana, beginning September 15, 1925, for the purpose of exhibiting samples of fabricated and raw products.

Also: That the House requests the return of the following bill:

Senate File No. 169, a bill for an act to prohibit the use as food of oleomargarine or other butter substitutes in certain state institutions.

A. C. GUSTAFSON, *Chief Clerk.*

REPORTS OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled Senate Files Nos. 191, 217, 244, 289.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled House Files No. 86, 185, 338, 339, 347 and 369.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

S. F. 142 WITHDRAWN

By unanimous consent Senator Clearman withdrew Senate File No. 142 from further consideration.

H. F. 403 RETURNED TO HOUSE

Senator Stoddard moved that the Senate return House File No. 403 to the House, as requested, which motion prevailed.

The Senate resumed consideration of Senate File No. 159.

Senator Brookhart offered the following amendment to the substitute amendment offered by Senator Roberts and moved its adoption:

Amend by striking out the words "in which the primary roads are not graded, drained and graveled or otherwise surfaced".

Senator Roberts raised the point of order that this amendment would leave the substitute amendment identically the same as the original amendment.

The President held the point well taken.

Senator Breakenridge invoked rule 8.

On the question "Shall the substitution be made?" the vote was:

Ayes—24.

Baird	Ellis	Johnston	Rigby
Benson	Fackler	Kimberly	Roberts
Bergman	Fulton	Langfitt	Shane
Cavanaugh	Goodwin	Mills	Stanley
Clark	Haskell	Ramsey	Stoddard
Darting	Horchem	Rees	White

Nays—26.

Bowman	Cessna	Kern	Schmedika
Breakenridge	Clearman	McLeland	Shaff
Brookhart	Dean	Nelson	Shinn
Brookins	Dotts	Perkins	Skromme
Browne	Gilchrist	Reed	Slemmons
Buser	Gunderson	Romkey	Snook
Campbell	Hartman		

Absent or not voting—None.

The substitute was lost.

Senator Buser offered the following amendment to the amendment offered by Senator Breakenridge and moved its adoption:

Amend by inserting at the beginning of the amendment the following: "The provisions of section 3a are hereby stricken out and the following inserted in lieu thereof:".

Senator Buser withdrew his amendment to the amendment.

On the question "Shall the amendment be adopted?" the vote was:

Ayes—24.

Bowman	Campbell	Gunderson	Romkey
Breakenridge	Cessna	Hartman	Schmedika
Brookhart	Clearman	McLeland	Shinn
Brookins	Dean	Nelson	Skromme
Browne	Dotts	Reed	Slemmons
Buser	Fackler	Roberts	Snook

Nays—26.

Baird	Fulton	Kimberly	Rigby
Benson	Gilchrist	Langfitt	Shaff
Bergman	Goodwin	Mills	Shane
Cavanaugh	Haskell	Perkins	Stanley
Clark	Horchem	Ramsey	Stoddard
Darting	Johnston	Rees	White
Ellis	Kern		

Absent or not voting—None.

The amendment was lost.

Senator Gilchrist offered the following amendment to the House amendment and moved its adoption:

Amend by striking out all of section 3-a.

Senator Perkins offered the following amendment as a substitute amendment and moved its adoption:

Amend section 3a by adding thereto the following: "Provided that the county's allotment of the primary road fund plus the amount of the primary road development fund made available to the county under this section shall not in any year exceed the total amount of both of said funds which said county would have received if said development fund had been allotted among the counties on the area basis."

Senator Shaff raised the point of order that the amendment offered by Senator Gilchrist was the same in substance as the amendment by Senator Breakenridge which was just acted upon.

The President held the point not well taken.

Senator Gilchrist offered the following amendment to the substitute amendment and moved its adoption:

Amend by striking the words "this section" from line 4 and inserting in lieu thereof the words "the present law".

Senator Goodwin moved the previous question, which motion prevailed.

On the question "Shall the amendment to the substitute amendment be adopted?" the vote was:

Ayes—22.

Bowman	Cessna	Hartman	Schmedika
Breakenridge	Dean	McLeland	Shinn
Brookhart	Dotts	Nelson	Skromme
Brookins	Fackler	Reed	Slemmons
Browne	Gilchrist	Romkey	Snook
Buser	Gunderson		

Nays—26.

Baird	Fulton	Langfitt	Roberts
Benson	Goodwin	Mills	Shaff
Bergman	Haskell	Perkins	Shane
Cavanaugh	Horchem	Ramsey	Stanley
Clark	Johnston	Rees	Stoddard
Clearman	Kern	Rigby	White
Darting	Kimberly		

Absent or not voting—2.

Campbell	Ellis
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The amendment to the substitute was lost.

On the question "Shall the substitution be made?" the vote was:

Ayes—28.

Baird	Dotts	Langfitt	Rigby
Benson	Fulton	McLeland	Roberts
Bergman	Goodwin	Mills	Shaff
Breakenridge	Haskell	Perkins	Shane
Cavanaugh	Horchem	Ramsey	Stanley
Clearman	Johnston	Reed	Stoddard
Darting	Kimberly	Rees	White

Nays—20.

Bowman	Cessna	Gunderson	Schmedika
Brookhart	Clark	Hartman	Shinn
Brookins	Dean	Kern	Skromme
Browne	Fackler	Nelson	Slemmons
Buser	Gilchrist	Romkey	Snook

Absent or not voting—2.

Campbell Ellis

The substitution was made.

On the question "Shall the amendment to the House amendment be adopted?" the vote was:

Ayes—38.

Baird	Darting	Kimberly	Roberts
Benson	Dean	Langfitt	Romkey
Bergman	Dotts	McLeland	Shaff
Breakenridge	Ellis	Mills	Shane
Brookhart	Fulton	Perkins	Slemmons
Brookins	Goodwin	Ramsey	Snook
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Haskell	Rees	Stoddard
Clark	Horchem	Rigby	White
Clearman	Johnston		

Nays—8.

Browne	Gilchrist	Nelson	Shinn
Buser	Hartman	Schmedika	Skromme

Absent or not voting—4.

Bowman Cessna Fackler Kern

The amendment was adopted.

The following amendment to the House amendment, previously filed by Senator Breakenridge, was considered:

Amend by striking out of line one (1), section 6, the words and figures "November 30, 1925" and inserting in lieu thereof "November 1, 1926".

Senator Goodwin moved that the vote by which the previous question was ordered be reconsidered, which motion prevailed.

The motion for the previous question was lost.

On the question "Shall the amendment to the House amendment be adopted?" the vote was:

Ayes—22.

Bowman	Campbell	Gunderson	Schmedika
Breakenridge	Cessna	Hartman	Shinn
Brookhart	Dean	McLeland	Skromme
Brookins	Dotts	Nelson	Slemmons
Browne	Fackler	Romkey	Snook
Buser	Gilchrist		

Nays—28.

Baird	Ellis	Kimberly	Rigby
Benson	Fulton	Langfitt	Roberts
Bergman	Goodwin	Mills	Shaff
Cavanaugh	Haskell	Perkins	Shane
Clark	Horchem	Ramsey	Stanley
Clearman	Johnston	Reed	Stoddard
Darting	Kern	Rees	White

Absent or not voting—None.

The amendment was lost.

Senator Fackler offered the following amendment to the House amendment and moved its adoption:

Amend by inserting as an additional section the following:

"Sec. 6. The interest upon the bonded indebtedness of the various counties of the state as well as such bonds as come due each year, issued for building bridges and culverts on the primary roads, shall be paid from the primary road development fund."

Also renumber section 6 as section 7.

On the question "Shall the amendment be adopted?" the vote was:

Ayes—20.

Bowman	Buser	Fackler	Schmedika
Breakenridge	Campbell	Gilchrist	Shinn
Brookhart	Cessna	Hartman	Skromme
Brookins	Dean	McLeland	Slemmons
Browne	Dotts	Nelson	Snook

Nays—28.

Baird	Ellis	Kimberly	Rigby
Benson	Fulton	Langfitt	Roberts
Bergman	Goodwin	Mills	Shaff
Cavanaugh	Haskell	Perkins	Shane
Clark	Horchem	Ramsey	Stanley
Clearman	Johnston	Reed	Stoddard
Darting	Kern	Rees	White

Absent or not voting—2.

Gunderson Romkey

The amendment was lost.

Senator Brookhart offered the following amendment to the House amendment and moved its adoption:

Amend as follows: Change the comma after the word "thereof" in line six (6) of section 1 to a period and strike the rest of the sentence, and also the sentence following, and insert in lieu thereof the following: "And the board of supervisors of each county shall maintain the primary roads by the patrol system under the direction of the highway commission, as provided in section 4736, Code, 1924."

On the question "Shall the amendment to the House amendment be adopted?" the vote was:

Ayes—21.

Bowman	Cessna	Gunderson	Romkey
Brookhart	Dean	Hartman	Schmedika
Brookins	Dotts	McLeland	Shinn
Browne	Fackler	Nelson	Skromme
Buser	Gilchrist	Roberts	Slemmons
Campbell			

Nays—29.

Baird	Ellis	Kimberly	Rigby
Benson	Fulton	Langfitt	Shaff
Bergman	Goodwin	Mills	Shane
Breakenridge	Haskell	Perkins	Snook
Cavanaugh	Horchem	Ramsey	Stanley
Clark	Johnston	Reed	Stoddard
Clearman	Kern	Rees	White
Darting			

Absent or not voting—None.

The amendment was lost.

Senator Bowman offered the following amendment to the House amendment and moved its adoption:

Amend by adding the following:

"Sec. — The term of office of the present members of the state highway commission shall expire on the first day of January, 1927. At the general election in the year 1926, and every four years thereafter, there shall be elected eleven members of the state highway commission, one from each congressional district, the term of office of the members being four years. On the second Tuesday in January of each year after the

election of a new commission the commission shall organize by selecting one of its members as chairman who, with two other members to be selected by the commission, shall constitute an executive committee to carry out and execute the orders of the commission. Should a vacancy occur for any reason the governor may appoint from the congressional district in which such vacancy occurred, another member to fill out the unexpired term.

Each member shall receive ten dollars per day for each day actually employed in the work of the commission provided said compensation for each commissioner shall not exceed one thousand dollars per annum, and actual and necessary expenses incurred in the performance of his duties, except that the members of the executive committee may be allowed ten dollars per day each while actually employed in the performance of their duties not to exceed two thousand dollars per annum and expenses.

The commission shall have regular meetings on the second Tuesday in January, April, July and October at its office in the city of Ames and such other meetings as it may, in its discretion, deem necessary for the proper carrying on of the business of the state highway commission.

Sections four thousand six hundred twenty-two (4622), four thousand six hundred twenty-three (4623), four thousand six hundred twenty-four (4624) and four thousand six hundred twenty-five (4625) of the Code, 1924, are hereby repealed, such repeal to be effective January first, 1927."

Senator Ellis raised the point of order that the amendment by Senator Bowman was not germane to the House amendment under discussion.

The President held the point well taken.

Senator Buser offered the following amendment and moved its adoption:

Amend the House amendments by inserting in line 1 of section 5 after the word "any" the words "corporate or". Also amend by striking from the same line and section after the word "private" the words "real or".

On the question "Shall the amendment to the House amendment be adopted?" the vote was:

Ayes—28.

Bowman	Dean	Kern	Romkey
Breakenridge	Dotts	Langfitt	Schmedika
Brookhart	Ellis	McLeland	Shinn
Brookins	Fackler	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Gunderson	Rees	Snook
Campbell	Hartman	Roberts	
Cessna			

Nays—22.

Baird	Darting	Kimberly	Shaff
Benson	Fulton	Perkins	Shane
Bergman	Goodwin	Ramsey	Stanley
Cavanaugh	Haskell	Reed	Stoddard
Clark	Horchem	Rigby	White
Clearman	Johnston		

Absent or not voting—None.

The amendment was adopted.

Senator Gilchrist moved that the vote by which the amendment offered by Senator Breakenridge to section 3 of the House amendments failed to pass be reconsidered.

Senator Gilchrist withdrew the motion.

Senator Shaff moved that the vote by which the amendment offered by Senator Roberts to line 4 of section 3 of the House amendment failed to pass, be reconsidered.

On the question "Shall the motion to reconsider prevail?" the vote was:

Ayes—31.

Baird	Fackler	Mills	Romkey
Benson	Fulton	Nelson	Schmedika
Bergman	Goodwin	Ramsey	Shaff
Cavanaugh	Haskell	Reed	Shane
Clark	Horchem	Rees	Snook
Clearman	Johnston	Rigby	Stanley
Dotts	Kimberly	Roberts	Stoddard
Ellis	Langfitt		White

Nays—19.

Bowman	Buser	Gilchrist	Perkins
Breakenridge	Campbell	Gunderson	Shinn
Brookhart	Cessna	Hartman	Skromme
Brookins	Darting	Kern	Slemmons
Browne	Dean	McLeland	

Absent or not voting—None.

The motion prevailed.

Senator Gilchrist moved to reconsider the vote by which the amendment offered by Senator Breakenridge to section 3 of the House amendments failed to be adopted.

Senator Roberts offered the following, to be incorporated in the amendment previously offered as a substitute for the amendment offered by Senator Breakenridge, same to be inserted immediately after the word "distributed" in the last line:

"Provided, however, that any county that elects or has elected to hard surface any road system with a surface that costs more than a graveled surface would cost in said county then said county shall participate in the allotment of the primary road development fund only to the extent of the estimated cost of graveling said county's primary road system."

On the question "Shall the amendment with the changes incorporated therein, be substituted for the amendment to the House amendment offered by Senator Breakenridge?" the vote was:

Ayes—31.

Baird	Fackler	Mills	Romkey
Benson	Fulton	Nelson	Shaff
Bergman	Goodwin	Perkins	Shane
Cavanaugh	Haskell	Ramsey	Snook
Clark	Horchem	Reed	Stanley
Clearman	Johnston	Rees	Stoddard
Darting	Kimberly	Rigby	White
Ellis	Langfitt	Roberts	

Nays—19.

Bowman	Buser	Gilchrist	Schmedika
Breakenridge	Campbell	Gunderson	Shinn
Brookhart	Cessna	Hartman	Skromme
Brookins	Dean	Kern	Slemmons
Browne	Dotts	McLeland	

Absent or not voting—None.

The substitution was made.

Senator Brookins raised the point of order that the amendment by Senator Roberts had been substituted for the amendment by Senator Breakenridge previously, and the motion to substitute was therefore out of order.

The President held the point not well taken.

On the question "Shall the amendment, as substituted, be adopted?" the vote was:

Ayes—29.

Baird	Goodwin	Nelson	Romkey
Benson	Haskell	Perkins	Shaff
Bergman	Horchem	Ramsey	Shane
Cavanaugh	Johnston	Reed	Snook
Clearman	Kimberly	Rees	Stanley
Darting	Langfitt	Rigby	Stoddard
Ellis	Mills	Roberts	White
Fulton			

Nays—21.

Bowman	Campbell	Fackler	McLeland
Breakenridge	Cessna	Gilchrist	Schmedika
Brookhart	Clark	Gunderson	Shinn
Brookins	Dean	Hartman	Skromme
Browne	Dotts	Kern	Slemmons
Buser			

Absent or not voting—None.

The amendment was adopted.

Senator Stoddard moved that the Senate concur in the House amendments as amended.

Senator Gilchrist raised the point of order that the motion was out of order, since we had amended the House amendments.

The President held the point not well taken.

On the question "Shall the Senate concur?" the vote was:

Ayes—29.

Baird	Fulton	Langfitt	Roberts
Benson	Goodwin	Mills	Romkey
Bergman	Haskell	Perkins	Shaff
Cavanaugh	Horchem	Ramsey	Shane
Clark	Johnston	Reed	Stanley
Clearman	Kern	Rees	Stoddard
Darting	Kimberly	Rigby	White
Ellis			

Nays—21.

Bowman	Campbell	Gilchrist	Schmedika
Breakenridge	Cessna	Gunderson	Shinn
Brookhart	Dean	Hartman	Skromme
Brookins	Dotts	McLeland	Slemmons
Browne	Fackler	Nelson	Snook
Buser			

Absent or not voting—None.

The House amendment as amended having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

Senator Shaff moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in the following amendments to House File No. 14, a bill for an act to establish the general fund for the state of Iowa for the biennium beginning July 1, 1925, and ending June 30, 1927, in which the concurrence of the House was asked:

Senate amendments to sections 8, 12, 13, 14, 17, 34, 35, 56 and 57 and the first amendment to section 41, first and last amendments to section 48 and the third, fourth, seventh, eighth and ninth amendments to section 49, and has refused to concur in the following amendments:

Senate amendments to sections 2, 10, 16, 24, 25, 30, 40, 46, 52 and 53, the second amendment to section 41, the second, third, fourth, fifth, sixth, seventh, eighth and ninth amendments to section 48 and the first, second, fifth, sixth and tenth amendments to section 49.

Also, that the House has recalled House File No. 262, a bill for an act directing the governor of Iowa to appoint a commission to determine and report the feasibility of two (2) interstate bridges between the state of Iowa and the state of Nebraska, and a like commission to determine and report the feasibility of an interstate bridge between the state of Iowa and the state of Wisconsin, from the governor and has reconsidered the vote by which it concurred in Senate amendments to said bill and has amended and concurred in the Senate amendments in which it now asks the concurrence of the Senate.

A. C. GUSTAFSON, *Chief Clerk.*

The Senate resumed consideration of the House amendments to Senate File No. 329.

Senator Stoddard moved that the Senate concur in the House amendments, as amended.

On the question "Shall the Senate concur?" the vote was:

Ayes—31.

Baird	Clark	Johnston	Reed
Benson	Clearman	Kern	Rigby
Breakenridge	Fackler	Kimberly	Shaff
Brookhart	Fulton	McLeland	Shane
Brookins	Goodwin	Mills	Snook
Browne	Hartman	Nelson	Stanley
Campbell	Haskell	Perkins	Stoddard
Cavanaugh	Horchem	Ramsey	

Nays—3.

Buser	Dotts	Gunderson
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Absent or not voting—16.

Bergman	Dean	Rees	Shinn
Bowman	Ellis	Roberts	Skromme
Cessna	Gilchrist	Romkey	Slemmons
Darting	Langfitt	Schmedika	White

The House amendments as amended having received a constitutional majority were declared to have been adopted and concurred in by the Senate.

Senator Stoddard moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Gilchrist moved that the Secretary of the Senate be instructed to notify the House that at the time the return of Senate File No. 169 was requested, the bill was not in the possession of the Senate, but had been transmitted to the Governor and approved by him several hours previously and deposited with the Secretary of State.

The motion prevailed.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 191, 217, 244, 289, 157, 218, and 315, and Senate Joint Resolution No. 3, and House Files Nos. 228, 147, 296, 401, 139, 318, 313, 86, 185, 338, 339, 347, and 369.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 3rd day of April, 1925, sent to the Governor for his approval, Senate Files Nos. 157, 218, 315, and Senate Joint Resolution No. 3.

F. C. STANLEY, *Chairman*.

The report was adopted.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 3rd day of April, 1925, sent to the governor for his approval:

Senate Files Nos. 191, 217, 244 and 289.

F. C. STANLEY, *Chairman*.

The report was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 249, a bill for an act relating to expenses of mine inspectors.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 247, a bill for an act relating to the salaries and expenses of judges.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 248, a bill for an act relating to reward for apprehension and delivery of convicts.

A. C. GUSTAFSON, *Chief Clerk.*

SENATE INSISTS ON AMENDMENTS TO H. F. 14

Senator Stoddard moved that the Senate insist on its amendments to House File No. 14.

Senator Buser raised the point of order that the Senate was working on a call of the Senate on House File No. 14 and that some of the members were absent.

The President held the point well taken.

The Senate stood at ease subject to the sound of the gavel.

The Senate resumed session.

HOUSE AMENDMENTS CONSIDERED

Senator Fulton called up for consideration Senate File No. 173, amended by the House, and moved that the Senate concur in the following amendment:

Amend by striking from line five (5) of section one (1) the word "hail".

On the question "Shall the Senate concur?" the vote was:

Ayes—36.

Baird
Benson
Bergman

Bowman
Breakenridge
Brookins

Browne
Buser
Campbell

Cessna
Clark
Clearman

Dean	Hartman	Ramsey	Shane
Dotts	Kimberly	Reed	Skromme
Ellis	Langfitt	Rees	Slemmons
Fackler	McLeland	Rigby	Snook
Fulton	Mills	Roberts	Stanley
Gilchrist	Nelson	Shaff	White

Nays—None.

Absent or not voting—14.

Brookhart	Gunderson	Kern	Schmedika
Cavanaugh	Haskell	Perkins	Shinn
Darting	Horchem	Romkey	Stoddard
Goodwin	Johnston		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Shane, House File No. 312, a bill for an act providing for the payment by the respective boards of supervisors of the several counties for the care of graves of deceased soldiers and sailors of the United States, was taken up and considered.

The bill was read for information.

Senator Shane moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes—39.

Baird	Clearman	Kimberly	Schmedika
Benson	Dotts	Langfitt	Shaff
Bergman	Ellis	McLeland	Shane
Bowman	Fackler	Mills	Shinn
Breakenridge	Fulton	Nelson	Skromme
Browne	Gilchrist	Ramsey	Slemmons
Buser	Hartman	Reed	Snook
Cavanaugh	Haskell	Rees	Stanley
Cessna,	Horchem	Rigby	Stoddard
Clark	Johnston	Romkey	

Nays—None.

Absent or not voting—11.

Brookhart	Darting	Gunderson	Roberts
Brookins	Dean	Kern	White
Campbell	Goodwin	Perkins	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Kimberly, House File No. 201, a bill for an act to amend subsection two (2) of section ten thousand six hundred thirty-nine (10639) of the Code, 1924, relating to compensation of justices of the peace and constables, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Kimberly moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes—38.

Baird	Dean	Kimberly	Romkey
Benson	Dotts	Langfitt	Shaff
Bergman	Ellis	McLeland	Shane
Breakenridge	Fackler	Mills	Skromme
Brookins	Fulton	Nelson	Slemmons
Browne	Gilchrist	Ramsey	Snook
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Haskell	Rees	Stoddard
Clark	Horchem	Rigby	White
Clearman	Johnston		

Nays—None.

Absent or not voting—12.

Bowman	Cessna	Hartman	Roberts
Brookhart	Darting	Kern	Schmedika
Buser	Goodwin	Perkins	Shinn

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kimberly moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Mills, House File No. 236, a bill for an act to repeal section forty-two hundred seventy-nine (4279), and to amend section forty-two hundred eighty (4280), Code, 1924, relative to school tuition, was taken up and considered.

The bill was read for information.

Senator Mills moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes—39.

Baird	Clark	Horchem	Shaff
Benson	Clearman	Johnston	Shane
Bergman	Dean	Kimberly	Shinn
Breakenridge	Dotts	Langfitt	Skromme
Brookins	Ellis	Mills	Slemmons
Browne	Fackler	Nelson	Snook
Buser	Fulton	Ramsey	Stanley
Campbell	Gilchrist	Rigby	Stoddard
Cavanaugh	Hartman	Roberts	White
Cessna	Haskell	Schmedika	

Nays—None.

Absent or not voting—11.

Bowman	Goodwin	McLeland	Rees
Brookhart	Gunderson	Perkins	Romkey
Darting	Kern	Reed	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Mills moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE MESSAGE CONSIDERED

House File No. 404, a bill for an act to amend House File number three hundred twenty-one (321) relative to the jurisdiction of courts in actions to collect assessments from members of insurance associations organized under the provisions of chapter four hundred six (406) of the Code, 1924, and to extend the provisions thereof to premiums and premium notes given for insurance other than life.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Campbell, the rules were suspended and House File No. 404, a bill for an act to amend House File number three hundred twenty-one (321) relative to the jurisdiction of courts in actions to collect assessments from members of insurance associations organized under the provisions of chapter four hundred six (406) of the Code, 1924, and to extend the provisions thereof to premiums and premium notes given for insurance other than life, was taken up and considered.

Senator Shane offered the following amendment and moved its adoption:

Amend by striking out the enacting clause.

Senator Slemmons moved the previous question, which motion prevailed.

On the question "Shall the amendment be adopted?" the vote was:

Ayes—6.

Bergman	Goodwin	Johnston	Shane
Brookins	Horchem		

Nays—37.

Benson	Darting	Kimberly	Romkey
Bowman	Dean	Langfitt	Schmedika
Breakenridge	Dotts	McLeland	Shinn
Brookhart	Ellis	Mills	Skromme
Browne	Fackler	Nelson	Slemmons
Buser	Gilchrist	Ramsey	Snook
Campbell	Gunderson	Reed	Stanley
Cavanaugh	Hartman	Rees	Stoddard
Cessna	Kern	Roberts	White
Clearman			

Absent or not voting—7.

Baird	Fulton	Perkins	Shaff
Clark	Haskell	Rigby	

The motion was lost.

The bill was read for information.

Senator Campbell moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

Senator Buser invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes—41.

Benson	Clark	Kern	• Roberts
Bergman	Clearman	Kimberly	Romkey
Bowman	Dean	Langfitt	Schmedika
Breakenridge	Dotts	McLeland	Shinn
Brookhart	Ellis	Mills	Skromme
Brookins	Fackler	Nelson	Slemmons
Browne	Gilchrist	Ramsey	Snook
Buser	Gunderson	Reed	Stanley
Campbell	Hartman	Rees	Stoddard
Cavanaugh	Horchem	Rigby	White
Cessna			

Nays—7.

Baird	Goodwin	Johnston	Shane
Darting	Haskell	Shaff	

Absent or not voting—2.

Fulton	Perkins
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Campbell moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Breakenridge moved that the Senate resume consideration of Senate File No. 195.

Senator Buser raised the point of order that the Senate was considering House File No. 14, a special order, at the time of standing at ease and it should take precedence now.

The President held the point well taken.

Senator Campbell moved that as soon as action was had on House File No. 14, the Senate resume consideration of House File No. 195, which motion prevailed.

Senator Stoddard moved that the Senate insist on its amendments to House File No. 14 and that a conference committee of five be appointed.

Senator Buser moved as a substitute motion that the Senate

take up the sections of House File No. 14 one at a time and either recede or insist.

On the question "Shall the motion prevail?" the vote was:

Ayes—35.

Baird	Dean	Horchem	Schmedika
Bowman	Dotts	Kern	Shaff
Brookhart	Fackler	McLeland	Shinn
Brookins	Fulton	Mills	Skromme
Browne	Gilchrist	Nelson	Slemmons
Buser	Goodwin	Perkins	Snook
Campbell	Gunderson	Rees	Stanley
Cessna	Hartman	Roberts	Stoddard
Darting	Haskell	Romkey	

Nays—15.

Benson	Clark	Kimberly	Rigby
Bergman	Clearman	Langfitt	Shane
Breakenridge	Ellis	Ramsey	White
Cavanaugh	Johnston	Reed	

Absent or not voting—None.

The motion prevailed.

Senator Stoddard moved that the Senate insist on its amendments to section 2.

Senator Buser moved as a substitute motion that the Senate recede from its amendments to section 2.

The President held the motion to recede out of order.

Senator Buser raised the point of order that a motion to recede took precedence over a motion to insist.

The President held the point well taken.

Senator Buser withdrew his motion.

On the question "Shall the Senate insist on its amendments to section 2?" the vote was:

Ayes—45.

Baird	Darting	Johnston	Romkey
Benson	Dean	Kern	Schmedika
Bergman	Dotts	Kimberly	Shaff
Bowman	Ellis	Langfitt	Shane
Breakenridge	Fackler	McLeland	Shinn
Brookhart	Fulton	Nelson	Skromme
Brookins	Gilchrist	Perkins	Slemmons
Browne	Gunderson	Reed	Snook
Buser	Hartman	Rees	Stanley
Cavanaugh	Haskell	Rigby	Stoddard
Cessna	Horchem	Roberts	White
Clark			

Nays—5.

Campbell	Goodwin	Mills	Ramsey
Clearman			

Absent or not voting—None.

The motion prevailed and the Senate insisted on its amendments to section 2.

Senator Stoddard moved that the Senate insist on its amendments to section 10.

On the question "Shall the motion prevail?" the vote was:

Ayes—46.

Baird	Clark	Kern	Romkey
Benson	Clearman	Kimberly	Schmedika
Bergman	Darting	Langfitt	Shaff
Bowman	Dean	McLeland	Shane
Breakenridge	Dotts	Mills	Shinn
Brookhart	Ellis	Nelson	Skromme
Brookins	Fackler	Perkins	Slemmons
Browne	Fulton	Ramsey	Snook
Buser	Gilchrist	Reed	Stanley
Campbell	Goodwin	Rees	Stoddard
Cavanaugh	Hartman	Roberts	White
Cessna	Johnston		

Nays—1.

Gunderson

Absent or not voting—3.

Haskell	Horchem	Rigby
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The motion prevailed and the Senate insisted on its amendments to section 10.

Senator Stoddard moved that the Senate recede from its amendments to section 16.

Senator Goodwin moved the previous question, which motion prevailed.

On the question "Shall the motion prevail?" the vote was:

Ayes—21.

Baird	Clark	Johnston	Reed
Benson	Darting	Kimberly	Shaff
Bergman	Goodwin	Langfitt	Shane
Brookhart	Haskell	Perkins	Stanley
Browne	Horchem	Ramsey	Stoddard
Cavanaugh			

Nays—26.

Breakenridge	Ellis	Mills	Schmedika
Buser	Fackler	Nelson	Shinn
Campbell	Fulton	Rees	Skromme
Cessna	Gunderson	Rigby	Slemmons
Clearman	Hartman	Roberts	Snook
Dean	Kern	Romkey	White
Dotts	McLeland		

Absent or not voting—3.

Bowman	Brookins	Gilchrist
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The motion prevailed and the Senate insisted on its amendments to section 16.

Senator Stoddard moved that the Senate recede from its amendments to section 24.

Senator Skromme moved the previous question, which motion prevailed.

On the question "Shall the Senate recede?" the vote was:

Ayes—22.

Benson	Dean	Perkins	Schmedika
Bergman	Ellis	Reed	Shaff
Campbell	Haskell	Rees	Shane
Cavanaugh	Johnston	Rigby	Stoddard
Cessna	Kimberly	Roberts	White
Clark	Langfitt		

Nays—28.

Baird	Clearman	Gunderson	Ramsey
Bowman	Darting	Hartman	Romkey
Breakenridge	Dotts	Horchem	Shinn
Brookhart	Fackler	Kern	Skromme
Brookins	Fulton	McLeland	Slemmons
Browne	Gilchrist	Mills	Snook
Buser	Goodwin	Nelson	Stanley

Absent or not voting—None.

The motion prevailed and the Senate insisted on its amendments to section 24.

Senator Stoddard moved that the Senate insist on its amendments to section 25.

On the question "Shall the Senate insist?" the vote was:

Ayes—40.

Baird	Clearman	Johnston	Rees
Benson	Darting	Kern	Rigby
Bergman	Dean	Kimberly	Roberts
Bowman	Dotts	Langfitt	Schmedika
Breakenridge	Ellis	McLeland	Shane
Brookhart	Fackler	Mills	Skromme
Campbell	Gilchrist	Nelson	Slemmons
Cavanaugh	Gunderson	Perkins	Stanley
Cessna	Haskell	Ramsey	Stoddard
Clark	Horchem	Reed	White

Nays—9.

Brookins	Fulton	Hartman	Shinn
Browne	Goodwin	Shaff	Snook
Buser			

Absent or not voting—1.

Romkey

The motion prevailed and the Senate insisted on its amendments to section 25.

Senator Stoddard moved that the Senate insist on its amendments to section 30.

On the question "Shall the Senate insist?" the vote was:

Ayes—31.

Baird	Clearman	Horchem	Reed
Benson	Darting	Johnston	Rigby
Bergman	Dean	Kimberly	Schmedika
Bowman	Ellis	Langfitt	Shane
Breakenridge	Fulton	McLeland	Stanley
Campbell	Gilchrist	Mills	Stoddard
Cavanaugh	Goodwin	Perkins	White
Clark	Haskell	Ramsey	

Nays—14.

Brookhart	Cessna	Hartman	Shinn
Brookins	Dotts	Nelson	Slemmons
Browne	Fackler	Roberts	Snook
Buser	Gunderson		

Absent or not voting—5.

Kern	Romkey	Shaff	Skromme
Rees			

The motion prevailed and the Senate insisted on its amendments to section 30.

Senator Stoddard moved that the Senate recede from its amendments to section 40.

On the question "Shall the Senate recede?" the vote was:

Ayes—33.

Baird	Fackler	Kimberly	Shaff
Benson	Fulton	Langfitt	Shane
Bergman	Gilchrist	Perkins	Shinn
Bowman	Goodwin	Ramsey	Skromme
Breakenridge	Hartman	Reed	Slemmons
Campbell	Haskell	Rees	Stanley
Cavanaugh	Horchem	Rigby	Stoddard
Clark	Johnston	Roberts	White
Dean			

Nays—12.

Brookhart	Buser	Gunderson	Nelson
Brookins	Clearman	Kern	Schmedika
Browne	Dotts	McLeland	Snook

Absent or not voting—5.

Cessna	Ellis	Mills	Romkey
Darting			

The motion prevailed and the Senate receded from its amendments to section 40.

Senator Stoddard moved that the Senate recede from the second amendment to section 41.

On the question "Shall the Senate recede?" the vote was:

Ayes—38.

Baird	Darting	Johnston	Rigby
Benson	Dean	Kimberly	Roberts
Bergman	Dotts	Langfitt	Schmedika
Breakenridge	Ellis	McLeland	Shane
Brookhart	Gilchrist	Mills	Shinn
Brookins	Goodwin	Nelson	Skromme
Browne	Gunderson	Perkins	Snook
Cavanaugh	Hartman	Ramsey	Stanley
Clark	Haskell	Reed	Stoddard
Clearman	Horchem		

Nays—7.

Buser	Cessna	Rees	White
Campbell	Fackler	Slemmons	

Absent or not voting—5.

Bowman	Kern	Romkey	Shaff
Fulton			

The motion prevailed and the Senate receded from the second amendment to section 41.

Senator Stoddard moved that the Senate insist on its amendments to section 46.

Senator Buser moved that the Senate recede from its amendments to section 46.

On the question "Shall the Senate recede?" the vote was:

Ayes—28.

Bowman	Dean	Langfitt	Schmedika
Brookhart	Dotts	McLeland	Shinn
Brookins	Ellis	Nelson	Skromme
Browne	Fackler	Rees	Slemmons
Buser	Gunderson	Rigby	Snook
Campbell	Hartman	Roberts	Stanley
Cessna	Kern	Romkey	White

Nays—22.

Baird	Clearman	Horchem	Ramsey
Benson	Darting	Johnston	Reed
Bergman	Fulton	Kimberly	Shaff
Breakenridge	Gilchrist	Mills	Shane
Cavanaugh	Goodwin	Perkins	Stoddard
Clark	Haskell		

Absent or not voting—None.

The motion prevailed and the Senate receded from its amendments to section 46.

Senator Stoddard moved that the Senate insist on its amendments to section 48.

On the question "Shall the Senate insist?" the vote was:

Ayes—45.

Baird	Clearman	Horchem	Rees
Benson	Darting	Johnston	Rigby
Bergman	Dotts	Kern	Roberts
Bowman	Ellis	Kimberly	Shane
Breakenridge	Fackler	Langfitt	Shinn
Brookhart	Fulton	McLeland	Skromme
Brookins	Gilchrist	Mills	Slemmons
Browne	Goodwin	Nelson	Snook
Campbell	Gunderson	Perkins	Stanley
Cavanaugh	Hartman	Ramsey	Stoddard
Cessna	Haskell	Reed	White
Clark			

Nays—None.

Absent or not voting—5.

Buser	Romkey	Schmedika	Shaff
Dean			

The motion prevailed and the Senate insisted on its amendments to section 48.

Senator Stoddard moved that the Senate insist on its first amendment to section 49.

On the question "Shall the motion prevail?" the vote was:

Ayes—46.

Baird	Clark	Kimberly	Romkey
Benson	Clearman	Langfitt	Schmedika
Bergman	Dean	McLeland	Shaff
Bowman	Dotts	Mills	Shane
Breakenridge	Ellis	Nelson	Shinn
Brookhart	Fackler	Perkins	Skromme
Brookins	Fulton	Ramsey	Slemmons
Browne	Gunderson	Reed	Snook
Buser	Hartman	Rees	Stanley
Campbell	Horchem	Rigby	Stoddard
Cavanaugh	Johnston	Roberts	White
Cessna	Kern		

Nays—None.

Absent or not voting—4.

Darting Gilchrist Goodwin Haskell

The motion prevailed and the Senate insisted on its first amendment to section 49.

Senator Stoddard moved that the Senate insist on its second amendment to section 49.

Senator Brookhart moved that the Senate recede from its second amendment to section 49.

On the question "Shall the Senate recede?" the vote was:

Ayes—24.

Bowman	Cessna	Hartman	Romkey
Brookhart	Dean	Kern	Schmedika
Brookins	Dotts	McLeland	Shinn
Browne	Fackler	Nelson	Skromme
Buser	Fulton	Rigby	Slemmons
Campbell	Gunderson	Roberts	Snook

Nays—25.

Baird	Darting	Johnston	Reed
Benson	Ellis	Kimberly	Shaff
Bergman	Gilchrist	Langfitt	Shane
Breakenridge	Goodwin	Mills	Stanley
Cavanaugh	Haskell	Perkins	Stoddard
Clark	Horchem	Ramsey	White
Clearman			

Absent or not voting—1.

Rees

The motion was lost and the Senate insisted on its second amendment to section 49.

Senator Stoddard moved that the Senate insist on its fifth amendment to section 49.

On the question "Shall the Senate insist?" the vote was:

Ayes—30.

Baird	Clearman	Johnston	Reed
Benson	Darting	Kern	Roberts
Bergman	Dean	Kimberly	Shane
Bowman	Dotts	Langfitt	Skromme
Breakenridge	Gilchrist	Mills	Stanley
Brookhart	Goodwin	Perkins	Stoddard
Cavanaugh	Haskell	Ramsey	White
Clark	Horchem		

Nays—6.

Fulton	Rees	Slemmons	Snook
Hartman	Shinn		

Absent or not voting—14.

Brookins	Cessna	McLeland	Romkey
Browne	Ellis	Nelson	Schmedika
Buser	Fackler	Rigby	Shaff
Campbell	Gunderson		

The motion prevailed and the Senate insisted on its fifth amendment to section 49.

Senator Stoddard moved that the Senate insist on its sixth amendment to section 49.

Senator Buser moved that the Senate recede from its sixth amendment to section 49.

On the question "Shall the Senate recede?" the vote was:

Ayes—15.

Browne	Fulton	Nelson	Schmedika
Buser	Hartman	Rees	Shinn
Dotts	Kern	Roberts	Snook
Fackler	McLeland	Romkey	

Nays—32.

Baird	Clearman	Horchem	Rigby
Benson	Darting	Johnston	Shaff
Bergman	Dean	Kimberly	Shane
Breakenridge	Ellis	Langfitt	Skromme
Brookins	Gilchrist	Mills	Slemmons
Campbell	Goodwin	Perkins	Stanley
Cavanaugh	Gunderson	Ramsey	Stoddard
Clark	Haskell	Reed	White

Absent or not voting—3.

Bowman	Brookhart	Cessna
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The motion was lost and the Senate insisted on its sixth amendment to section 49.

Senator Stoddard moved that the Senate insist on its tenth amendment to section 49.

On the question "Shall the Senate insist?" the vote was:

Ayes—44.

Baird	Dean	Johnston	Romkey
Benson	Dotts	Kern	Schmedika
Bergman	Ellis	Kimberly	Shaff
Bowman	Fackler	Langfitt	Shane
Breakenridge	Fulton	McLeland	Shinn
Brookhart	Gilchrist	Mills	Skromme
Browne	Goodwin	Perkins	Slemmons
Cavanaugh	Gunderson	Ramsey	Snook
Cessna	Hartman	Reed	Stanley
Clark	Haskell	Rigby	Stoddard
Darting	Horchem	Roberts	White

Nays—None.

Absent or not voting—6.

Brookins	Campbell	Nelson	Rees
Buser	Clearman		

The motion prevailed and the Senate insisted on its tenth amendment to section 49.

Senator Stoddard moved that the Senate insist on its amendments to section 52.

On the question "Shall the Senate insist?" the vote was:

Ayes—26.

Bowman	Dotts	Mills	Schmedika
Brookhart	Fackler	Nelson	Shane
Brookins	Fulton	Rees	Shinn
Browne	Gunderson	Rigby	Skromme
Buser	Hartman	Roberts	Slemmons
Campbell	Kern	Romkey	Snook
Cessna	McLeland		

Nays—23.

Baird	Clearman	Horchem	Reed
Benson	Dean	Johnston	Shaff
Bergman	Ellis	Kimberly	Stanley
Breakenridge	Gilchrist	Langfitt	Stoddard
Cavanaugh	Goodwin	Perkins	White
Clark	Haskell	Ramsey	

Absent or not voting—1.

Darting

The motion prevailed and the Senate insisted on its amendments to section 52.

Senator Stoddard moved that the Senate insist on its amendment to section 53.

On the question "Shall the Senate insist?" the vote was:

Ayes—41.

Baird	Darting	Horchem	Rigby
Benson	Dean	Johnston	Roberts
Bergman	Ellis	Kern	Romkey
Bowman	Fackler	Kimberly	Shane
Breakenridge	Fulton	McLeland	Shinn
Brookhart	Gilchrist	Mills	Skromme
Brookins	Goodwin	Nelson	Slemmons
Browne	Gunderson	Perkins	Snook
Cavanaugh	Hartman	Ramsey	Stanley
Clark	Haskell	Reed	Stoddard
Clearman			

Nays—6.

Buser	Dotts	Shaff	White
Campbell	Schmedika		

Absent or not voting—3.

Cessna	Langfitt	Rees
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The motion prevailed and the Senate insisted on its amendments to section 53.

Senator Stoddard moved that a conference committee of five be appointed on House File No. 14.

Senator Buser raised the point of order that the motion was out of order, as the bill should go back to the House for a conference committee.

The President held the point not well taken.

The motion of Senator Stoddard prevailed and the President appointed as such committee Senators Stoddard, Bergman, Breakenridge, Perkins and Brookins.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor, announcing that on April 3, 1925, he had approved the following bills:

Senate File No. 157, relating to rewards.

Senate File No. 122, defining the crime of embezzlement, and providing punishment.

Senate File No. 152, limiting the hours of duty of employes of fire departments in certain cities.

Senate File No. 244, requiring sheriffs and chiefs of police to report thefts of automobiles to the Bureau of Criminal Investigation.

Senate File No. 217, relating to management and erection of dormitories.

Senate File No. 289, relating to the delivery of skimmed milk, ice cream or buttermilk.

Senate File No. 315, relating to examinations of accounts of cities and towns.

Senate File No. 180, relating to elevators.

Senate File No. 118, granting to Des Moines certain real estate.

Senate File No. 269, relating to cigarette stamps.

Senate File No. 326, making appropriation for exhibit at Sesquicentennial International Exposition.

Senate File No. 318, making an appropriation to compensate W. W. Hinshaw of Iowa City, Iowa.

Senate File No. 307, relating to handling of motor vehicle license fees.

Senate File No. 296, providing an appropriation to indemnify the Midwest State Bank of Sioux City, Iowa.

Senate File No. 298, making an appropriation to reimburse Joseph Kelso, Jr., of Bellevue, Iowa.

Senate File No. 320, making an appropriation for Roy De Groat.

Senate File No. 319, making an appropriation to reimburse Edgar R. Harlan.

Senate File No. 277, relating to creating a commission to locate unmarked graves of soldiers and sailors of the American Revolution.

Senate File No. 325, making an appropriation to compensate Dr. Paul E. Gibson of Monticello, Iowa, and John McDonald Hospital of Monticello, Iowa.

Senate File No. 218, relating to city assessors.

Senate File No. 295, providing an appropriation to indemnify Joseph J. Roeder of Cedar Falls, Iowa.

Senate File No. 206, making an appropriation to construct a draw bridge in Dickinson county, Iowa.

Senate File No. 94, relating to care of lots in cemeteries.

Senate File No. 299, making an appropriation to indemnify Wilfrid Hirt.

Senate File No. 297, making an appropriation to indemnify Lynn Clemens and Robert McLaren.

Senate Joint Resolution No. 3, relating to duties of State Board of Education.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 387, a bill for an act providing for forfeiture and cancellation of corporate charters for default in making reports and paying penalties.

A. C. GUSTAFSON, *Chief Clerk.*

CALL OF THE SENATE FILED

MR. PRESIDENT: We, the undersigned, desire a call of the Senate for consideration of House File No. 195.

W. J. BREAKENRIDGE.
C. A. BENSON.
ED. H. CAMPBELL.
H. C. WHITE.
C. F. JOHNSTON.
J. N. LANGFITT.
F. C. STANLEY.

M. L. BOWMAN.
W. J. GOODWIN.
J. M. RAMSEY.
E. E. CAVANAUGH.
A. H. BERGMAN.
R. C. MILLS.

THIRD READING OF BILLS

On motion of Senator Haskell, House File No. 383, a bill for an act authorizing the creation of city plan commissions in cities and towns of all classes, providing the manner of appointment of members of such commissions, the terms for which they shall serve, defining the powers of such commissions, authorizing the appropriation of money for the expenses thereof, and providing for levying a tax therefor, was taken up and considered.

The bill was read for information.

Senator Haskell moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Baird	Darting	Kimberly	Rigby
Benson	Ellis	McLeland	Shaff
Bergman	Goodwin	Mills	Slemmons
Breakenridge	Hartman	Nelson	Snook
Browne	Haskell	Perkins	Stanley
Campbell	Horchem	Ramsey	Stoddard
Clark	Johnston	Reed	White
Clearman			

Nays, 1.

Schmedika

Absent or not voting, 20.

Bowman	Cessna	Gilchrist	Roberts
Brookhart	Dean	Gunderson	Romkey
Brookins	Dotts	Kern	Shane
Buser	Fackler	Langfitt	Shinn
Cavanaugh	Fulton	Rees	Skromme

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Goodwin moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Stoddard called up for consideration House File No. 399, recommended by the committee on appropriations for indefinite postponement.

Senator Shinn raised the point of order that no bill recommended for indefinite postponement could be considered under the resolution passed by the Senate.

The President held the point not well taken, as the bill was an appropriation bill and would not come under that rule.

On the question "Shall the report of the committee be adopted?" the vote was:

Ayes, 16.

Brookhart	Darting	Nelson	Shinn
Browne	Dotts	Rees	Skromme
Cavanaugh	Fackler	Roberts	Snook
Cessna	Gunderson	Romkey	White

Nays, 30.

Baird	Clearman	Johnston	Ramsey
Benson	Dean	Kern	Reed
Bergman	Ellis	Kimberly	Schmedika
Bowman	Fulton	Langfitt	Shane
Breakenridge	Gilchrist	McLeland	Slemmons
Brookins	Hartman	Mills	Stanley
Campbell	Haskell	Perkins	Stoddard
Clark	Horchem		

Absent or not voting, 4.

Buser	Goodwin	Rigby	Shaff
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The report of the committee was rejected.

THIRD READING OF BILLS

On motion of Senator Stoddard House File No. 399, a bill for an act to provide an appropriation of fifty-five dollars to reimburse Marvin H. Weigman for the loss of an overcoat while attending the Governor's Inaugural Ball the night of January 15, 1925, was taken up and considered.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

The bill was read for information.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Baird	Dean	Johnston	Rigby
Benson	Ellis	Kimberly	Schmedika
Bergman	Fulton	Langfitt	Shaff
Bowman	Gilchrist	McLeland	Shane
Breakenridge	Goodwin	Mills	Slemmons
Brookins	Hartman	Perkins	Stanley
Clark	Haskell	Ramsey	Stoddard
Clearman	Horchem	Reed	

Nays, 18.

Brookhart
Browne
Campbell
Cavanaugh
Cessna

Darting
Dotts
Fackler
Gunderson
Kern

Nelson
Rees
Roberts
Romkey

Shinn
Skromme
Snook
White

Absent or not voting, 1.

Buser

The bill having failed to receive a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have failed to pass the Senate.

Senator Brookhart moved that Senator Buser be excused temporarily from any call of the Senate, on account of the illness of his wife, which motion prevailed.

On motion of Senator Stoddard the rules were suspended and House File No. 360, a bill for an act to compensate J. W. Slocum for services rendered while serving as a member of the Board of Iowa State Pharmacy Examiners, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird
Benson
Bergman
Breakenridge
Brookhart
Brookins
Cavanaugh
Clark
Clearman
Darting

Dean
Ellis
Fackler
Fulton
Gilchrist
Goodwin
Gunderson
Hartman
Haskell
Horchem

Johnston
Kern
Kimberly
Langfitt
McLeland
Mills
Nelson
Perkins
Ramsey
Reed

Rees
Rigby
Roberts
Shaff
Shane
Shinn
Slemmons
Snook
Stanley
Stoddard

Nays, 2.

Browne

Dotts

Absent or not voting, 8.

Bowman
Buser

Campbell
Cessna

Romkey
Schmedika

Skromme
White

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, the rules were suspended and House File No. 394, a bill for an act making an appropriation to pay for repairs upon the State Capitol and Historical Buildings, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clark	Hartman	Reed
Benson	Clearman	Haskell	Rigby
Bergman	Darting	Johnston	Shane
Bowman	Dean	Kern	Shinn
Breakenridge	Fackler	Kimberly	Skromme
Brookhart	Fulton	McLeland	Slemmons
Browne	Gilchrist	Nelson	Stanley
Campbell	Goodwin	Perkins	Stoddard
Cavanaugh	Gunderson	Ramsey	White

Nays, 3.

Roberts	Schmedika	Snook
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Absent or not voting, 11.

Brookins	Dotts	Langfitt	Romkey
Buser	Ellis	Mills	Shaff
Cessna	Horchem	Rees	

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, the rules were suspended and House File No. 397, a bill for an act to reimburse F. J. Schadle for money paid by him to the Pharmacy Commission for licenses as an itinerant vendor under misapprehension of the law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Clearman	Kern	Roberts
Benson	Darting	Kimberly	Schmedika
Bergman	Dean	Langfitt	Shaff
Bowman	Dotts	McLeland	Shane
Breakenridge	Fulton	Mills	Shinn
Brookhart	Gilchrist	Nelson	Skromme
Brookins	Goodwin	Perkins	Slemmons
Browne	Gunderson	Ramsey	Snook
Campbell	Haskell	Reed	Stanley
Cavanaugh	Horchem	Rees	Stoddard
Clark	Johnston	Rigby	White

Nays, none.

Absent or not voting, 6.

Buser	Ellis	Hartman	Romkey
Cessna	Fackler		

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, the rules were suspended and House File No. 400, a bill for an act making an appropriation to compensate Martha Hutchins of Independence, Iowa for injuries sustained by her while performing her duties as an employee of the State Hospital for the Insane at Independence, Iowa, on July

29, 1924, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 46.

Baird	Clearman	Johnston	Romkey
Benson	Darting	Kern	Schmedika
Bergman	Dean	Kimberly	Shaff
Bowman	Dotts	Langfitt	Shane
Breakenridge	Fackler	McLeland	Shinn
Brookhart	Fulton	Mills	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Browne	Goodwin	Perkins	Snook
Campbell	Gunderson	Ramsey	Stanley
Cavanaugh	Hartman	Reed	Stoddard
Cessna	Haskell	Roberts	White
Clark	Horchem		

Nays, none.

Absent or not voting, 4.

Buser	Ellis	Rees	Rigby
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The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed

On motion of Senator Stoddard, the rules were suspended and House File No. 398, a bill for an act to provide an appropriation of twenty-five hundred dollars to indemnify D. E. Bullock for injuries received by the claimant while serving in the Iowa National Guard at Camp Dodge, Iowa, October 13, 1919, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 47.

Baird	Clearman	Johnston	Romkey
Benson	Darting	Kern	Schmedika
Bergman	Dean	Kimberly	Shaff
Bowman	Dotts	Langfitt	Shane
Breakenridge	Fackler	McLeland	Shinn
Brookhart	Fulton	Mills	Skromme
Brookins	Gilchrist	Nelson	Slemmons
Browne	Goodwin	Perkins	Snook
Campbell	Gunderson	Ramsey	Stanley
Cavanaugh	Hartman	Reed	Stoddard
Cessna	Haskell	Rigby	White
Clark	Horchem	Roberts	

Nays, none.

Absent or not voting, 3.

Buser	Ellis	Rees
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The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Stoddard, the rules were suspended and House File No. 396, a bill for an act to provide an appropriation of eight dollars to indemnify the Lyon County Farm Bureau for rent upon a hall at George, Iowa, used by said Bureau for the purpose of conducting a school of instruction in the use of hog serum and virus, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 35.

Baird	Cessna	Hartman	Reed
Benson	Clark	Haskell	Rigby
Bergman	Clearman	Horchem	Roberts
Bowman	Darting	Johnston	Shane
Breakenridge	Dean	Kimberly	Skromme
Brookhart	Fackler	Langfitt	Stanley
Brookins	Fulton	McLeland	Stoddard
Campbell	Gilchrist	Nelson	White
Cavanaugh	Goodwin	Ramsey	

Nays, 9.

Browne	Mills	Schmedika	Shinn
Dotts	Rees	Shaff	Snook
Gunderson			

Absent or not voting, 6.

Buser	Kern	Romkey	Slemmons
Ellis	Perkins		

The bill having received a constitutional two-thirds ($\frac{2}{3}$) majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in Senate amendments to House amendments to the following bill:

Senate File No. 329, a bill for an act to make appropriations for the payment of state and other expenses.

Also, that the House has appointed the following conferees on the part of the House on House File No. 14: Vincent of Guthrie, Carter of Hardin, Napier of Ringgold, Ulstad of Wright and Dewar of Cherokee.

Also, that the House has passed the following bill in which the concurrence of the Senate is asked:

House File No. 406, a bill for an act to amend House File No. 262, relative to interstate bridges.

A. C. GUSTAFSON, *Chief Clerk.*

SENATE INSISTS ON AMENDMENTS TO S. F. 329

Senator Stoddard moved that the Senate insist on its amendments to the House amendments to Senate File No. 329.

On the question "Shall the Senate insist?" the vote was:

Ayes, 37.

Baird	Cessna	Horchem	Reed
Benson	Clearman	Johnston	Rigby
Bergman	Dean	Kimberly	Romkey
Bowman	Dotts	Langfitt	Schmedika
Breakenridge	Fulton	McLeland	Shinn
Brookhart	Goodwin	Mills	Slemmons
Brookins	Gunderson	Nelson	Snook
Browne	Hartman	Perkins	Stanley
Campbell	Haskell	Ramsey	Stoddard
Cavanaugh			

Nays, 8.

Ellis	Gilchrist	Roberts	Skromme
Fackler	Rees	Shaff	White

Absent or not voting, 5.

Buser	Darting	Kern	Shane
Clark			

The motion prevailed and the Senate insisted on its amendments.

CONFERENCE COMMITTEE APPOINTED

The President appointed as a conference committee on Senate File No. 329, on the part of the Senate, Senators Baird, Cavanaugh, Clearman and Ramsey.

The Senate resumed consideration of House File No. 195.

The following amendment offered by Senator Kern was considered:

Amend by adding as section 9 the following: "Section twenty-six hundred sixty-nine (2669), Code, 1924, is hereby repealed."

Also amend by renumbering section 9 as section 10.

The amendment was lost.

Senator Fackler offered the following amendment and moved its adoption:

Amend by adding as section 8 the following:

"This act shall not affect pending litigation."

Also renumber the remaining sections to correspond.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 16.

Brookhart	Dotts	Kern	Schmedika
Browne	Fackler	Kimberly	Shinn
Campbell	Fulton	McLeland	Slemmons
Cessna	Gunderson	Roberts	Snook

Nays, 25.

Baird	Clark	Horchem	Rigby
Benson	Clearman	Johnston	Shaff
Bergman	Ellis	Langfitt	Shane
Bowman	Goodwin	Perkins	Stanley
Breakenridge	Hartman	Ramsey	Stoddard
Brookins	Haskell	Reed	White
Cavanaugh			

Absent or not voting, 9.

Buser	Gilchrist	Nelson	Romkey
Darting	Mills	Rees	Skromme
Dean			

The amendment was lost.

The bill was read for information.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 28.

Baird	Cavanaugh	Haskell	Reed
Benson	Clark	Horchem	Rigby
Bergman	Clearman	Johnston	Shaff
Bowman	Dean	Langfitt	Skromme
Breakenridge	Ellis	Mills	Stanley
Brookins	Goodwin	Perkins	Stoddard
Campbell	Gunderson	Ramsey	White

Nays, 14.

Brookhart	Fackler	Nelson	Shinn
Browne	Fulton	Roberts	Slemmons
Cessna	Hartman	Schmedika	Snook
Dotts	McLeland		

Absent or not voting, 8.

Buser	Gilchrist	Kimberly	Romkey
Darting	Kern	Rees	Shane

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Breakenridge moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Cavanaugh, Senate File No. 328, a bill for an act relating to compensation of judges of the Supreme Court, was taken up and considered.

Senator Bergman offered the following amendments and moved their adoption:

Amend by striking out of lines 2 and 3 the words and figures "eighty-five hundred dollars (\$8500.00)" and inserting in lieu thereof the words and figures "seventy-five hundred dollars (\$7500.00)". Also amend by striking the period at the end thereof and adding the following: "beginning July first, 1927."

Senator White offered the following as a substitute amendment and moved its adoption:

Amend by striking from lines 2 and 3 the words and figures "eighty-five hundred dollars (\$8500.00)" and inserting in lieu thereof the words and figures "seven thousand dollars (\$7000.00)".

On the question "Shall the substitution be made?" the vote was:

Ayes, 25.

Brookins	Fackler	McLeland	Shinn
Browne	Gunderson	Mills	Skromme
Buser	Hartman	Nelson	Slemmons
Campbell	Kern	Rees	Snook
Cessna	Kimberly	Romkey	Stanley
Dotts	Langfitt	Schmedika	White
Ellis			

Nays, 25.

Baird	Clark	Goodwin	Reed
Benson	Clearman	Haskell	Rigby
Bergman	Darting	Horchem	Roberts
Bowman	Dean	Johnston	Shaff
Breakenridge	Fulton	Perkins	Shane
Brookhart	Gilchrist	Ramsey	Stoddard
Cavanaugh			

Absent or not voting, none.

The motion to substitute was lost.

The amendment offered by Senator Bergman was adopted.

By unanimous consent on request of Senator Bergman, the second half of the amendment was withdrawn.

By unanimous consent on request of Senator Cavanaugh the period was stricken and the following added: "as provided by law."

The bill was read for information.

Senator Cavanaugh moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clearman	Johnston	Rees
Benson	Darting	Kimberly	Rigby
Bergman	Dean	Langfitt	Roberts
Bowman	Ellis	McLeland	Shaff
Breakenridge	Fulton	Mills	Shane
Brookhart	Gilchrist	Nelson	Shinn
Browne	Goodwin	Perkins	Slemmons
Campbell	Hartman	Ramsey	Stanley
Cavanaugh	Haskell	Reed	Stoddard
Clark	Horchem		

Nays, 9.

Brookins	Gunderson	Romkey	Skromme
Buser	Kern	Schmedika	Snook
Dotts			

Absent or not voting, 3.

Cessna	Fackler	White
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bergman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 201, 236 and 312.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution No. 14, permitting the members of the Forty-first General Assembly to purchase the chairs occupied by them during this session.

Also, that the House returns herewith without further action the following bill:

House File No. 403, a bill for an act making an appropriation for the purchase, by the board of control, of butter for use in the institutions under its control.

Also, that the House has failed to pass the following bill in which the concurrence of the House was asked:

Senate File No. 146, a bill for an act relating to reports of city officers, boards and commissions.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD READING OF BILLS

On motion of Senator Rigby, House File No. 108, a bill for an act to amend chapter six hundred twenty-five (625) of the Code, 1924, relating to security to keep the peace, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Rigby moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clearman	Johnston	Schmedika
Benson	Dean	Kern	Shaff
Bergman	Dotts	Kimberly	Shane
Brookins	Ellis	Langfitt	Shinn
Browne	Fulton	Nelson	Skromme
Buser	Gunderson	Perkins	Slemmons
Campbell	Hartman	Rigby	Snook
Cavanaugh	Haskell	Roberts	Stoddard
Clark	Horchem	Romkey	White

Nays, none.

Absent or not voting, 14.

Bowman	Darting	McLeland	Reed
Breakenridge	Fackler	Mills	Rees
Brookhart	Gilchrist	Ramsey	Stanley
Cessna	Goodwin		

The bill having received a constitutional majority was declared to have passed the Senate.

Senator Buser offered the following amendment to the title and moved its adoption:

Amend by inserting after the word "amend" in line 1 the following: "section thirteen thousand five hundred nineteen (13519) of".

The amendment was adopted and the title, as amended, was agreed to.

By unanimous consent on request of Senator Shane, Senator Mills was excused temporarily.

On motion of Senator Stoddard, House File No. 114, a bill for an act to amend section fifty-eight hundred thirty-two (5832) of the Code, 1924, relating to community center houses and recreation grounds, the report of the committee for indefinite postponement having been rejected, was taken up and considered.

Senator Stoddard offered the following amendment and moved its adoption:

Amend by striking the word and figure "seven (7)" from line 3 of section 1 and inserting in lieu thereof the word and figure "six (6)".

The amendment was adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 34.

Baird	Clearman	Kimberly	Romkey
Benson	Dotts	Langfitt	Shaff
Bergman	Ellis	Nelson	Shane
Breakenridge	Fackler	Perkins	Slemmons
Brookins	Gilchrist	Ramsey	Snook
Browne	Hartman	Reed	Stanley
Campbell	Haskell	Rees	Stoddard
Cavanaugh	Horchem	Rigby	White
Cessna	Johnston		

Nays, none.

Absent or not voting, 16.

Bowman	Darting	Gunderson	Roberts
Brookhart	Dean	Kern	Schmedika
Buser	Fulton	McLeland	Shinn
Clark	Goodwin	Mills	Skromme

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Breakenridge, House File No. 96, a bill for an act to amend section thirteen thousand thirty-seven (13037) of the Code, 1924, relating to embezzlement of mortgaged property, was taken up and considered.

Senator Gilchrist offered the following amendment and moved its adoption:

Amend by adding to section 1 the following: "But the provisions of this act shall not apply to mortgaged property which was not in existence and owned by the mortgagor at the time of the giving of the mortgage nor to mortgaged property which is not specifically described in that portion of the mortgage other than the printed parts thereof."

By unanimous consent on request of Senator Gilchrist the words "or conditional bill of sale" were inserted after the word "mortgage" in both places in the amendment.

Senator Skromme moved the previous question, which motion prevailed.

The amendment was adopted.

The bill was read for information.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 5.

Breakenridge Cavanaugh	Gilchrist	Gunderson	Shane
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Nays, 38.

Baird	Dotts	Kimberly	Schmedika
Benson	Ellis	Langfitt	Shaff
Bowman	Fackler	Nelson	Shinn
Brookhart	Fulton	Perkins	Skromme
Brookins	Goodwin	Ramsey	Slemmons
Browne	Hartman	Reed	Snook
Buser	Haskell	Rees	Stanley
Cessna	Horchem	Roberts	Stoddard
Clark	Johnston	Romkey	White
Clearman	Kern		

Absent or not voting, 7.

Bergman	Darting	McLeland	Rigby
Campbell	Dean	Mills	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

By unanimous consent on request of Senator Brookins the members of the committee on motor vehicles were excused temporarily.

THIRD READING OF BILLS

On motion of Senator Breakenridge, House File No. 235, a bill for an act to amend section four thousand two hundred seventy (4270) of the Code, 1924, relating to school attendance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Breakenridge moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 31.

Baird	Dotts	Langfitt	Schmedika
Benson	Ellis	McLeland	Shaff
Bowman	Goodwin	Nelson	Shinn
Breakenridge	Gunderson	Perkins	Skromme
Browne	Hartman	Ramsey	Slemmons
Cavanaugh	Haskell	Reed	Snook
Clark	Johnston	Rigby	Stanley
Clearman	Kimberly	Romkey	

Nays, 1.

Rees

Absent or not voting, 18.

Bergman	Cessna	Gilchrist	Roberts
Brookhart	Darting	Horchem	Shane
Brookins	Dean	Kern	Stoddard
Buser	Fackler	Mills	White
Campbell	Fulton		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 173, 247, 248 and 249.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate he had signed Senate Files Nos. 328, 173, 247, 248 and 249, and House Files Nos. 312, 201, 236, 404, 400, 195, 360, 383, 394, 396, 397, and 398.

BILLS SENT TO THE GOVERNOR

Senator Stanley from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 3rd day of April, 1925, sent to the governor for his approval:

Senate File No. 328.

F. C. STANLEY, *Chairman.*

The report was adopted.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 3rd day of April, 1925, sent to the governor for his approval:

Senate Files Nos. 173, 247, 248 and 249.

F. C. STANLEY, *Chairman.*

The report was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House insists on its amendments to Senate File 329, a bill for an act to make appropriations for the payment of state and other expenses, and requests a conference committee and the Speaker has appointed as such conference committee, on the part of the House, Representatives Hanson of Hancock, Swanson, Strippel and Stepanek.

Also, that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 328, a bill for an act relating to compensation of judges of the Supreme Court.

A. C. GUSTAFSON, *Chief Clerk.*

By unanimous consent on his own request, Senator Kern was excused for the remainder of the session, on account of illness in the family.

THIRD READING OF BILLS

On motion of Senator Goodwin, House File No. 68, a bill for an act to repeal sections ten thousand four hundred ninety-six

(10496) to ten thousand five hundred one (10501), inclusive, of the Code, 1924, relating to adoption and to enact a substitute therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Johnston offered the following amendments and moved their adoption:

Amend as follows:

(1) By adding to section two (2) the following:

"When court is not in session, any judge of the district court of the district in which said action is pending shall have authority to hear said application at chambers and enter decree in vacation."

(2) By inserting after the word "notify" in line four (4) of section two (2) the words "the county attorney or it may notify".

(3) By inserting after the words "duty of" in line five (5) of section two (2) the words "the county attorney or".

(4) By inserting after the word "board" in line ten (10) of section two (2) the words "or county attorney or".

(5) By striking from section three (3) the sentence beginning with the word "where" in line 19.

(6) By renumbering section 9 to read section 10 and by inserting a new section as follows:

"Sec. 9. Where the child is a ward of the state in a state institution or is a ward of the Board of Control outside of any state institution, the consent of said board shall be first obtained and in such cases adoption shall become effective for all purposes the same as if granted by decree of court upon the execution of a written instrument signed by the parties or party consenting, which shall give the name of the parents, if known, the name of the child, if known, the name of the person adopting it, place of residence of all such persons, if known, the name by which such child is thereafter to be called, and shall also state that it is given to the person adopting for the purposes of adoption as his own.

Such instrument must also be signed by the person adopting, and be acknowledged by the parties thereto in the same manner as deeds conveying real estate are acknowledged, and shall be recorded in the recorder's office in the county where the person adopting resides, and be indexed with the name of the parent by adoption, as grantor, and the child as grantee, in its original name, if stated in the instrument."

The amendments were adopted.

Senator Skromme moved the previous question, which motion prevailed.

The bill was read for information.

Senator Goodwin moved that the reading just had be considered the third reading, which motion prevailed.

Senator Goodwin invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 24.

Benson	Darting	Johnston	Shaff
Bergman	Dean	Langfitt	Shane
Breakenridge	Ellis	McLeland	Skromme
Brookins	Gilchrist	Perkins	Stanley
Campbell	Goodwin	Reed	Stoddard
Cavanaugh	Horchem	Rigby	White

Nays, 24.

Baird	Clark	Hartman	Roberts
Bowman	Clearman	Haskell	Romkey
Brookhart	Dotts	Kimberly	Schmedika
Browne	Fackler	Nelson	Shinn
Buser	Fulton	Ramsey	Slemmons
Cessna	Gunderson	Rees	Snook

Absent or not voting, 2.

Kern	Mills
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Baird moved that the vote by which the bill failed to pass the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE MESSAGES CONSIDERED

House File No. 387, a bill for an act to provide for forfeiture and cancellation of the corporate charter and rights to transact business in this state by cooperative corporations because of default in making reports and in the payment of penalties; also providing for method of reinstatement.

Read first and second times.

House File No. 406, a bill for an act to amend House File No. 262 enacted by the Forty-first General Assembly relating to the appointment of a commission to determine and report the feasibility of interstate bridges between the State of Iowa and the

State of Nebraska and the State of Iowa and the State of Wisconsin.

Read first and second times.

Senator Johnston presented the President of the Senate with a traveling bag on behalf of the Senate.

The President addressed the Senate briefly.

COMMUNICATION FROM THE IOWA STATE LIBRARY

April 3, 1925.

To the Senate, Forty-first General Assembly, State of Iowa:

The librarian and staff of the law and legislative reference department of the Iowa State Library wish to express their thanks and appreciation for the kindly expressions contained in the resolution adopted by the Senate on April 1.

It has been our pleasure to serve the members of the General Assembly, and it is our desire at all times to make this department useful and helpful to the legislature, whether in session or not, and to the people of our great state.

We shall cherish with pleasure the memories of our association with the members of the Forty-first General Assembly, and trust that our service to you will not end upon final adjournment.

Sincerely,

Law and Legislative Reference Department.

COMMUNICATION FROM THE W. C. T. U. OF IOWA

The following communication was presented by Senator Romkey, and ordered printed in the Journal:

To the Honorable Members of the Senate of Iowa:

On behalf of the 18,200 members of the Women's Christian Temperance Union of Iowa, we wish to express sincere appreciation of the splendid support given the bills strengthening the prohibitory laws, and other measures better safeguarding the childhood of the state.

(Signed) MRS. IDA B. WISE SMITH,
MRS. LUCILE W. SHADLE,
MRS. ANNA M. EDWORTHY,
MRS. BERTHA M. HARNAGEL,

Legislative Committee of W. C. T. U. of Iowa.

Des Moines, Iowa, April 3, 1925.

HOUSE CONCURRENT RESOLUTION NO. 19

Senator Schmedika called up the following resolution:

Whereas, there will be held in the City of New Orleans, Louisiana, beginning September 15, 1925, the International Trade Exposition for the purpose of exhibiting samples of fabricated and raw products, and

Whereas, Congress by a joint resolution approved on March 3, 1925, authorized the President of the United States by proclamation or in such other manner as he may deem proper, to invite the states of the Union and all foreign countries to participate in the proposed permanent exposition for the purpose of exhibiting samples of fabricated and raw products of all countries, and bringing together buyers and sellers for the promotion of trade and commerce in such products, and

Whereas, on the 9th day of March, 1925, Calvin Coolidge, the President of the United States, in pursuance of the said joint resolution, issued a proclamation inviting the states of the Union and all foreign countries to participate in the said exposition,

Therefore, Be It Resolved by the House, the Senate concurring, that the invitation thus extended by the President of the United States be accepted by the state of Iowa, and that the people of the state be urged to participate to the fullest extent in exhibiting samples of fabricated and raw products of the state of Iowa.

Be It Further Resolved that we especially urge the Department of Agriculture of the state of Iowa, the State Manufacturers Association, Commercial Clubs, Boards of Trade and Chambers of Commerce to take the necessary steps to participate in the exhibition of the fabricated and raw products of the state of Iowa.

Be It Further Resolved that the Secretary of Agriculture is hereby authorized and directed to use every available resource of his department in securing a proper exhibition of the fabricated and raw products of the state of Iowa.

By unanimous consent the resolution was taken up and considered.

The resolution was adopted.

REPORTS OF SIFTING COMMITTEE

MR. PRESIDENT: We the undersigned members of the sifting committee unanimously agree to report House File No. 348 with a recommendation for passage.

J. D. BUSER.
W. S. BAIRD.
FRANK SHANE.
A. J. SHINN.
W. G. HASKELL.
E. E. CAVANAUGH.
B. M. STODDARD.

MR. PRESIDENT: We the undersigned members of the sifting committee unanimously agree to report House File No. 60 with a recommendation for passage.

J. D. BUSER.
W. S. BAIRD.
FRANK SHANE.
A. J. SHINN.
W. G. HASKELL.
E. E. CAVANAUGH.
B. M. STODDARD.

REPORTS OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:
Senate File No. 328.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:
House Files Nos. 400, 404, 195, 360, 383, 394, 396, 397 and 398.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

THIRD READING OF BILLS

On motion of Senator Baird, House File No. 302, a bill for an act to amend section six hundred fifty-two (652) of the Code, 1924, relating to withdrawals of candidates for public office, was taken up and considered.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 39.

Baird	Darting	Horchem	Schmedika
Benson	Dean	Kimberly	Shane
Bergman	Ellis	Langfitt	Shinn
Breakenridge	Fackler	McLeland	Skromme
Browne	Fulton	Nelson	Slemmons
Buser	Gilchrist	Perkins	Snook
Campbell	Goodwin	Ramsey	Stanley
Cavanaugh	Gunderson	Reed	Stoddard
Cessna	Hartman	Roberts	White
Clark	Haskell	Romkey	

Nays, none.

Absent or not voting, 11.

Bowman	Clearman	Kern	Rigby
Brookhart	Dotts	Mills	Shaff
Brookins	Johnston	Rees	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the rules be suspended and House File No. 406, a bill for an act to amend House File No. 262 enacted by the Forty-first General Assembly relating to the appointment of a commission to determine and report the feasibility of interstate bridges between the State of Iowa and the State of Nebraska and the State of Iowa and the State of Wisconsin, be taken up and considered.

On the question "Shall the motion prevail?" the vote was:

Ayes, 46.

Baird	Clearman	Horchem	Roberts
Benson	Darting	Johnston	Schmedika
Bergman	Dean	Kimberly	Shaff
Breakenridge	Dotts	Langfitt	Shane
Brookhart	Ellis	McLeland	Shinn
Brookins	Fackler	Nelson	Skromme
Browne	Fulton	Perkins	Slemmons
Buser	Gilchrist	Ramsey	Snook
Campbell	Goodwin	Reed	Stanley
Cavanaugh	Gunderson	Rees	Stoddard
Cessna	Hartman	Rigby	White
Clark	Haskell		

Nays, none.

Absent or not voting, 4.

Bowman

Kern

Mills

Romkey

The motion prevailed.

The bill was read for information.

Senator Stoddard moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 42.

Baird	Dean	Kimberly	Schmedika
Benson	Dotts	Langfitt	Shaff
Bergman	Ellis	McLeland	Shane
Breakenridge	Fackler	Nelson	Shinn
Brookins	Fulton	Perkins	Skromme
Browne	Gilchrist	Ramsey	Slemmons
Campbell	Goodwin	Reed	Snook
Cavanaugh	Gunderson	Rees	Stanley
Cessna	Hartman	Rigby	Stoddard
Clark	Haskell	Roberts	White
Clearman	Johnston		

Nays, none.

Absent or not voting, 8.

Bowman
Brookhart

Buser
Darting

Horchem
Kern

Mills
Romkey

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Johnston, House File No. 377 was withdrawn from the sifting committee.

THIRD READING OF BILLS

On motion of Senator Johnston, House File No. 377, a bill for an act to amend, revise, and codify section two hundred sixty-five (265) of the Code 1924, relating to the printing and sale of legal publications, was taken up and considered.

The bill was read for information.

Senator Johnston moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 44.

Baird	Clark	Hartman	Roberts
Benson	Clearman	Johnston	Romkey
Bergman	Darting	Kimberly	Schmedika
Bowman	Dean	Langfitt	Shaff
Breakenridge	Dotts	McLeland	Shane
Brookins	Ellis	Nelson	Shinn
Browne	Fackler	Perkins	Skromme
Buser	Fulton	Ramsey	Snook
Campbell	Gilchrist	Reed	Stanley
Cavanaugh	Goodwin	Rees	Stoddard
Cessna	Gunderson	Rigby	White

Nays, 2.

Haskell Slemmons

Absent or not voting, 4.

Brookhart Horchem Kern Mills

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Johnston moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE MESSAGE CONSIDERED

House File No. 403, a bill for an act to provide for the transfer, by the board of control of state institutions, of certain funds from its industrial funds to its support funds, and to make an appropriation for the purchase, by the said board of control, of butter for use in the institutions under the board of control, in accordance with the provisions of Senate File No. 169, acts of the Forty-first General Assembly.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Stoddard, the rules were suspended, and House File 403, a bill for an act to provide for the transfer, by the board of control of state institutions, of certain funds from its industrial funds to its support funds, and to make an appropriation for the purchase, by the said board of control, of butter for use in the institutions under the board of control, in accordance with the provisions of Senate File No. 169, acts of the Forty-first General Assembly, was taken up and considered.

The bill was read for information.

Senator Stoddard moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Dotts	Langfitt	Shaff
Breakenridge	Ellis	McLeland	Shane
Brookins	Fackler	Nelson	Shinn
Browne	Gilchrist	Perkins	Skromme
Campbell	Goodwin	Ramsey	Slemmons
Cavanaugh	Gunderson	Reed	Snook
Cessna	Hartman	Rigby	Stanley
Clark	Haskell	Romkey	Stoddard
Darting	Horchem	Schmedika	White
Dean	Johnston		

Nays, none.

Absent or not voting, 12.

Benson	Brookhart	Fulton	Mills
Bergman	Buser	Kern	Rees
Bowman	Clearman	Kimberly	Roberts

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Buser moved that the rules be suspended and the report of the committee on railroads recommending indefinite postponement of Senate File No. 111 be considered.

Senator Baird raised the point of order that this bill could not be considered at this time, under the resolution passed by the Senate whereby no bill reported for indefinite postponement could be considered.

The President held the point not well taken, as a suspension of the rules would take care of it.

Senator Buser raised the point of order that under a motion to suspend the rules, the bill could not be discussed.

The President held the point well taken.

Senator Baird raised the point of order that under rule 34 bills reported out by a committee shall not be acted upon before the expiration of one legislative day.

The President held the point not well taken.

On the question "Shall the motion prevail?" the vote was:

Ayes, 33.

Bowman	Dean	Kimberly	Shane
Breakenridge	Ellis	Langfitt	Shinn
Brookhart	Fulton	McLeland	Skromme
Browne	Gilchrist	Rees	Slemmons
Buser	Goodwin	Roberts	Snook
Campbell	Gunderson	Romkey	Stanley
Cavanaugh	Hartman	Schmedika	Stoddard
Cessna	Horchem	Shaff	White
Darting			

Nays, 13.

Baird	Clearman	Johnston	Ramsey
Bergman	Dotts	Nelson	Reed
Brookins	Haskell	Perkins	Rigby
Clark			

Absent or not voting, 4.

Benson	Fackler	Kern	Mills
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The motion prevailed.

The report of the committee recommending indefinite postponement was rejected.

Senator Buser moved that House File No. 99, a bill for an act to protect firemen, engineers and employees of steam railroads, by providing for automatic doors to the fire boxes of locomotive en-

gines, prescribing penalties for its violation, repealing all laws in conflict therewith, and providing a time when the same is to be in force, be substituted for Senate File No. 111, taken up and considered.

Senator Baird raised the point of order that under the rules House File No. 99 could not be considered at this time, without a two-thirds vote to suspend the rules.

The President held the point well taken.

Senator Buser moved that the rules be suspended and House File No. 99 be substituted for Senate File No. 111.

Senator Buser invoked rule 8.

On the question "Shall the motion prevail?" the vote was:

Ayes, 34.

Bowman	Darting	Kimberly	Shane
Breakenridge	Dean	Langfitt	Shinn
Brookhart	Ellis	McLeland	Skromme
Browne	Fulton	Mills	Slemmons
Buser	Gilchrist	Roberts	Snook
Campbell	Goodwin	Romkey	Stanley
Cavanaugh	Gunderson	Schmedika	Stoddard
Cessna	Hartman	Shaff	White
Clearman	Horchem		

Nays, 13.

Baird	Dotts	Nelson	Reed
Bergman	Haskell	Perkins	Rees
Brookins	Johnston	Ramsey	Rigby
Clark			

Absent or not voting, 3.

Benson	Fackler	Kern
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The motion prevailed.

Senator Baird offered the following amendment and moved its adoption:

Amend by striking the period (.) after the word "stokers" in line 11 and adding the following: "nor switch engines, nor engines weighing less than one hundred fifty thousand pounds on the drivers."

Senator Baird invoked rule 8.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 19.

Baird	Clark	Nelson	Righy
Bergman	Dotts	Perkins	Shaff
Brookins	Fulton	Ramsey	Slemmons
Browne	Haskell	Reed	Stoddard
Cavanaugh	Johnston	Rees	

Nays, 28.

Bowman	Darting	Horchem	Schmedika
Breakenridge	Dean	Kimberly	Shane
Brookhart	Ellis	Langfitt	Shinn
Buser	Gilchrist	McLeland	Skromme
Campbell	Goodwin	Mills	Snook
Cessna	Gunderson	Roberts	Stanley
Clearman	Hartman	Romkey	White

Absent or not voting, 3.

Benson	Fackler	Kern
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The amendment was lost.

Senator Nelson offered the following amendment and moved its adoption:

Amend by inserting after the word "roads" in line 3 the words "having a mileage of twenty miles or more".

The amendment was lost.

The bill was read for information.

Senator Buser moved that the reading just had be considered the third reading, which motion prevailed.

Senator Baird moved that the vote by which the bill passed to its third reading be reconsidered.

Senator Brookhart raised the point of order that Senator Baird could not make this motion as he had not voted on the prevailing side.

Senator Baird withdrew his motion.

On the question "Shall the bill pass?" the vote was:

Ayes, 36.

Baird	Clearman	Johnston	Shaff
Bowman	Dean	Kimberly	Shane
Breakenridge	Ellis	Langfitt	Shinn
Brookhart	Gilchrist	McLeland	Skromme
Buser	Goodwin	Mills	Slemmons
Campbell	Gunderson	Reed	Snook
Cavanaugh	Hartman	Roberts	Stanley
Cessna	Haskell	Romkey	Stoddard
Clark	Horchem	Schmedika	White

Nays, 9.

Bergman
Browne
Darting

Dotts
Fulton

Nelson
Perkins

Rees
Rigby

Absent or not voting, 5.

Benson
Brookins

Fackler

Kern

Ramsey

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Buser moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Shinn moved that the Senate take up for consideration the House amendments to Senate File No. 312, which motion prevailed.

There being a call of the Senate on this bill, the roll was called, which revealed the presence of all members, except Senator Kern, who had been previously excused.

Senator Ellis moved that the Senate concur in the following amendments:

Amend section three (3) by striking from lines one (1), two (2) and three (3) the following: "The Secretary of Agriculture shall adopt specifications to determine the various grades of gasoline sold or offered for sale in the state of Iowa."

Also amend said section three (3) by striking from lines six (6) and seven (7) the following: "the result of the test as determined by the specifications adopted by the Secretary of Agriculture,".

Amend section eight (8), line five (5) by inserting after the word "municipality" the words "for municipal purposes".

Amend section nine (9), line ten (10), by striking out the words "to the" and inserting in lieu thereof the word "such".

Amend by striking all of section ten (10) and substituting in lieu thereof the following:

"Sec. 10. The refunds provided for in section eight (8) of this act shall be made, quarterly, by the Treasurer of State. Claims for refunds shall be made on blanks provided by the Treasurer of State and under such proofs under oath as he may prescribe. The Auditor of State shall issue his warrants for refunds certified to him by the Treasurer of State."

Amend by inserting after section ten (10) and before section eleven (11) the following:

"Sec. 10-a1. The Treasurer of State is authorized to employ such clerical and other help as may be needed to carry out the provisions of this act, the number and compensation of such employees to be fixed by the Executive Council.

There is hereby appropriated out of the money received under the provisions of this act sufficient funds to pay for help employed by the treasurer in enforcing the act and for making such refunds as are provided for herein."

Amend by inserting as section 11-a1 the following:

"Sec. 11-a1. Section forty-six hundred thirty-five (4635) of the Code, 1924, is amended by striking from line two (2) of subsection two (2) of said section the following words: "less than one mill nor".

Amend section twelve (12), line two (2), by striking out the word "Register" and inserting in lieu thereof the words "Iowa Legionaire".

Amend the title to Senate File No. 312 by striking from lines three (3) and four (4) thereof the following: "fixing a standard for gasoline sold for use in the state and"; also further amend the title by changing the period (.) at the end thereof to a semicolon (;) and adding the following: "amend section forty-six hundred thirty-five (4635) of the Code, 1924; and making an appropriation for carrying out the provisions of this act."

On the question "Shall the Senate concur in the amendment to section 10?" the vote was:

Ayes, 39.

Baird	Clark	Langfitt	Schmedika
Benson	Dean	McLeland	Shaff
Bergman	Ellis	Mills	Shane
Bowman	Fulton	Perkins	Shinn
Breakenridge	Gunderson	Ramsey	Slemmons
Brookins	Hartman	Reed	Snook
Browne	Haskell	Rees	Stanley
Campbell	Horchem	Rigby	Stoddard
Cavanaugh	Johnston	Roberts	White
Cessna	Kimberly	Romkey	

Nays, 1.

Darting

Absent or not voting, 10.

Brookhart	Dotts	Goodwin	Nelson
Buser	Fackler	Kern	Skromme
Clearman	Gilchrist		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment to section 8?" the vote was:

Ayes, 40.

Baird	Cessna	Hartman	Roberts
Benson	Clark	Haskell	Schmedika
Bergman	Clearman	Horchem	Shane
Breakenridge	Darting	Johnston	Shinn
Brookhart	Dean	McLeland	Skromme
Brookins	Dotts	Mills	Slemmons
Browne	Ellis	Ramsey	Snook
Buser	Fulton	Reed	Stanley
Campbell	Gilchrist	Rees	Stoddard
Cavanaugh	Goodwin	Rigby	White

Nays, none.

Absent or not voting, 10.

Bowman	Kern	Nelson	Romkey
Fackler	Kimberly	Perkins	Shaff
Gunderson	Langfitt		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment to the title?" the vote was:

Ayes, 43.

Baird	Darting	Johnston	Roberts
Benson	Dean	Kimberly	Schmedika
Bergman	Dotts	Langfitt	Shane
Bowman	Ellis	McLeland	Shinn
Breakenridge	Fackler	Mills	Skromme
Brookins	Fulton	Nelson	Slemmons
Browne	Gilchrist	Perkins	Snook
Campbell	Goodwin	Ramsey	Stanley
Cavanaugh	Gunderson	Reed	Stoddard
Clark	Haskell	Rees	White
Clearman	Horchem	Rigby	

Nays, none.

Absent or not voting, 7.

Brookhart	Cessna	Kern	Shaff
Buser	Hartman	Romkey	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment to lines 1, 2 and 3 of section 3?" the vote was:

Ayes, 35.

Baird	Dotts	Langfitt	Schmedika
Benson	Ellis	McLeland	Shaff
Bergman	Fulton	Mills	Shane
Breakenridge	Goodwin	Perkins	Slemmons
Campbell	Hartman	Ramsey	Snook
Cavanaugh	Haskell	Reed	Stanley
Clark	Horchem	Rees	Stoddard
Clearman	Johnston	Rigby	White
Dean	Kimberly	Roberts	

Nays, 5.

Bowman	Buser	Shinn	Skromme
Browne			

Absent or not voting, 10.

Brookhart	Darting	Gunderson	Nelson
Brookins	Fackler	Kern	Romkey
Cessna	Gilchrist		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment to line 10 of section 3?" the vote was:

Ayes, 38.

Baird	Dean	Langfitt	Roberts
Benson	Dotts	McLeland	Schmedika
Bergman	Ellis	Mills	Shane
Breakenridge	Fulton	Nelson	Shinn
Browne	Goodwin	Perkins	Slemmons
Campbell	Gunderson	Ramsey	Snook
Cavanaugh	Hartman	Reed	Stanley
Clark	Horchem	Rees	Stoddard
Clearman	Johnston	Rigby	White
Darting	Kimberly		

Nays, none.

Absent or not voting, 12.

Bowman	Buser	Gilchrist	Romkey
Brookhart	Cessna	Haskell	Shaff
Brookins	Fackler	Kern	Skromme

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment to line 13 of section 3?" the vote was:

Ayes, 41.

Baird	Dotts	Langfitt	Shane
Benson	Ellis	McLeland	Shinn
Bergman	Fulton	Mills	Skromme
Breakenridge	Gilchrist	Nelson	Slemmons
Browne	Goodwin	Perkins	Snook
Campbell	Gunderson	Ramsey	Stanley
Cavanaugh	Hartman	Reed	Stoddard
Cessna	Haskell	Rees	White
Clearman	Horchem	Rigby	
Darting	Johnston	Roberts	
Dean	Kimberly	Romkey	

Nays, none.

Absent or not voting, 9.

Bowman	Buser	Fackler	Schmedika
Brookhart	Clark	Kern	Shaff
Brookins			

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment to lines 6 and 7 of section 3?" the vote was:

Ayes, 38.

Baird	Ellis	Mills	Schmedika
Benson	Fulton	Nelson	Shaff
Bergman	Gilchrist	Perkins	Shane
Breakenridge	Hartman	Ramsey	Shinn
Browne	Haskell	Reed	Slemmons
Campbell	Horchem	Rees	Snook
Cavanaugh	Johnston	Rigby	Stanley
Clearman	Kimberly	Roberts	Stoddard
Dean	Langfitt	Romkey	White
Dotts	McLeland		

Nays, 1.

Darting

Absent or not voting, 11.

Bowman	Buser	Fackler	Kern
Brookhart	Cessna	Goodwin	Skromme
Brookins	Clark	Gunderson	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment to section 7?" the vote was:

Ayes, 39.

Baird	Dotts	Langfitt	Romkey
Benson	Ellis	McLeland	Schmedika
Bergman	Fulton	Mills	Shaff
Breakenridge	Goodwin	Nelson	Shane
Browne	Gunderson	Perkins	Shinn
Campbell	Hartman	Ramsey	Snook
Cavanaugh	Haskell	Reed	Stanley
Clark	Horchem	Rees	Stoddard
Clearman	Johnston	Rigby	White
Dean	Kimberly	Roberts	

Nays, none.

Absent or not voting, 11.

Bowman	Buser	Fackler	Skromme
Brookhart	Cessna	Gilchrist	Slemmons
Brookins	Darting	Kern	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment adding section 10-a1?" the vote was:

Ayes, 40.

Baird	Darting	Kimberly	Romkey
Benson	Dean	Langfitt	Schmedika
Bergman	Dotts	McLeland	Shaff
Breakenridge	Ellis	Mills	Shane
Browne	Fulton	Nelson	Shinn
Campbell	Goodwin	Perkins	Slemmons
Cavanaugh	Hartman	Ramsey	Snook
Cessna	Haskell	Reed	Stanley
Clark	Horchem	Rees	Stoddard
Clearman	Johnston	Rigby	White

Nays, none.

Absent or not voting, 10.

Bowman	Buser	Gunderson	Roberts
Brookhart	Fackler	Kern	Skromme
Brookins	Gilchrist		

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment adding section 11-a1?" the vote was:

Ayes, 42.

Baird	Dean	Kimberly	Romkey
Benson	Dotts	Langfitt	Schmedika
Bergman	Ellis	McLeland	Shaff
Bowman	Fackler	Mills	Shane
Breakenridge	Fulton	Nelson	Skromme
Browne	Gilchrist	Ramsey	Slemmons
Campbell	Goodwin	Reed	Snook
Cavanaugh	Hartman	Rees	Stanley
Clark	Haskell	Rigby	Stoddard
Clearman	Horchem	Roberts	White
Darting	Johnston		

Nays, none.

Absent or not voting, 8.

Brookhart	Buser	Gunderson	Perkins
Brookins	Cessna	Kern	Shinn

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment to section 12?" the vote was:

Ayes, 43.

Baird	Clearman	Horchem	Roberts
Benson	Dean	Johnston	Romkey
Bergman	Dotts	Kimberly	Schmedika
Bowman	Ellis	McLeland	Shaff
Breakenridge	Fackler	Mills	Shane
Brookins	Fulton	Nelson	Slemmons
Browne	Gilchrist	Perkins	Snook
Campbell	Goodwin	Ramsey	Stanley
Cavanaugh	Gunderson	Reed	Stoddard
Cessna	Hartman	Rees	White
Clark	Haskell	Rigby	

Nays, none.

Absent or not voting, 7.

Brookhart	Darting	Langfitt	Skromme
Buser	Kern	Shinn	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

On the question "Shall the Senate concur in the amendment to section 9?" the vote was:

Ayes, 43.

Baird	Dean	Johnston	Roberts
Benson	Dotts	Kimberly	Romkey
Bergman	Ellis	Langfitt	Schmedika
Bowman	Fackler	McLeland	Shaff
Breakenridge	Fulton	Mills	Shane
Browne	Gilchrist	Nelson	Slemmons
Campbell	Goodwin	Perkins	Snook
Cavanaugh	Gunderson	Ramsey	Stanley
Cessna	Hartman	Reed	Stoddard
Clark	Haskell	Rees	White
Clearman	Horchem	Rigby	

Nays, none.

Absent or not voting, 7.

Brookhart	Buser	Kern	Skromme
Brookins	Darting	Shinn	

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

THIRD READING OF BILLS

On motion of Senator Browne, House File No. 60, a bill for an act to amend section twenty-six hundred seventy-one (2671) of the Code, 1924, relating to the amount of indemnity to be paid the owners of breeding animals that are slaughtered following a test, was taken up and considered.

The bill was read for information.

Senator Browne moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 38.

Baird	Clark	Horchem	Rigby
Bergman	Clearman	Johnston	Romkey
Bowman	Darting	Kimberly	Schmedika
Breakenridge	Dean	McLeland	Shinn
Brookhart	Dotts	Mills	Skromme
Brookins	Ellis	Nelson	Slemmons
Browne	Fackler	Perkins	Snook
Buser	Goodwin	Ramsey	Stanley
Cavanaugh	Hartman	Reed	White
Cessna	Haskell		

Nays, none.

Absent or not voting, 12.

Benson	Gilchrist	Langfitt	Shaff
Campbell	Gunderson	Rees	Shane
Fulton	Kern	Roberts	Stoddard

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved that the rules be suspended and House File No. 291 be taken from the sifting committee.

On the question "Shall the motion prevail?" the vote was:

Ayes, 7.

Bergman	Haskell	Schmedika	Stoddard
Browne	Kimberly	Shaff	

Nays, 30.

Breakenridge	Darting	Horchem	Rees
Brookhart	Dean	Langfitt	Romkey
Brookins	Dotts	McLeland	Shinn
Buser	Ellis	Mills	Skromme
Cavanaugh	Fackler	Nelson	Slemmons
Cessna	Fulton	Ramsey	Snook
Clark	Gilchrist	Reed	Stanley
Clearman	Hartman		

Absent or not voting, 13.

Baird	Goodwin	Kern	Roberts
Benson	Gunderson	Perkins	Shane
Bowman	Johnston	Rigby	White
Campbell			

The motion was lost.

On motion of Senator Stoddard, House File No. 181, a bill for an act to amend section ten hundred seventy-three (1073) of the

Code, 1924, relating to the approval of bonds of certain officials, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Stoddard moved that the reading just had be considered the third reading, which motion prevailed.

Senator Stoddard invoked rule 8.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Baird	Dean	Johnston	Rees
Benson	Ellis	Kimberly	Romkey
Bergman	Fackler	Langfitt	Shaff
Brookhart	Gilchrist	Mills	Shane
Browne	Goodwin	Perkins	Slemmons
Cavanaugh	Haskell	Ramsey	Stanley
Clark	Horchem	Reed	Stoddard
Darting			

Nays, 14.

Breakenridge	Clearman	Hartman	Rigby
Brookins	Dotts	McLeland	Skromme
Buser	Fulton	Nelson	Snook
Cessna	Gunderson		

Absent or not voting, 7.

Bowman	Kern	Schmedika	White
Campbell	Roberts	Shinn	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stoddard moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Slemmons, House File No. 319, a bill for an act to repeal the law as it appears in section seventy-two hundred twenty-seven (7227) of the Code, 1924, and to enact a substitute therefor, relating to the disposition of interest and penalty on delinquent taxes, and the compensation to be paid delinquent tax collectors; and to repeal section seventy-two hundred thirty-two (7232) of the Code, 1924, and to enact a substitute therefor, relating to the apportionment of interest and penalties

on taxes collected; and to repeal section seventy-two hundred thirty-three (7233) of the Code, 1924, and to enact a substitute therefor, relating to the misapplication of interest and penalties on taxes by the county treasurer, and providing a remedy against the county treasurer therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Slemmons moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Clark	Langfitt	Shaff
Benson	Darting	McLeland	Shane
Bergman	Fackler	Nelson	Shinn
Bowman	Gunderson	Perkins	Slemmons
Breakenridge	Hartman	Ramsey	Snook
Brookhart	Horchem	Reed	Stanley
Brookins	Johnston	Rees	Stoddard
Cavanaugh	Kimberly	Romkey	White
Cessna			

Nays, none.

Absent or not voting, 17.

Browne	Dotts	Goodwin	Rigby
Buser	Ellis	Haskell	Roberts
Campbell	Fulton	Kern	Schmedika
Clearman	Gilchrist	Mills	Skromme
Dean			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Slemmons moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House requests the return of the following bill:

Senate File No. 146, a bill for an act relating to reports by the boards of art trustees.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 108, a bill for an act relating to security to keep the peace.

Also, that the House has concurred in Senate amendments to the following bill:

House File No. 114, a bill for an act relating to community center houses and recreation grounds.

Also, that the House has refused to concur in Senate amendment to section three (3) of the House amendment to Senate File No. 159, a bill for an act relating to roads and highways and coordinating state laws with federal aid requirements, and concurred in Senate amendments to House amendments to Section three-a (3-a) and section five (5).

A. C. GUSTAFSON, *Chief Clerk.*

Senator Cavanaugh moved that, as requested, Senate File No. 146 be returned to the House, which motion prevailed.

SENATE RECEDES FROM AMENDMENT TO S. F. 159

Senator Shaff moved that the Senate recede from its amendment to section 3 of the House amendments to Senate File No. 159.

Senator Gunderson moved that the motion to recede be laid on the table.

The President held the motion out of order.

On the question "Shall the Senate recede?" the vote was:

Ayes, 29.

Baird	Ellis	Kimberly	Romkey
Benson	Fulton	Langfitt	Shaff
Bergman	Goodwin	McLeland	Shane
Campbell	Hartman	Perkins	Slemmons
Cavanaugh	Haskell	Reed	Stanley
Clark	Horchem	Rees	Stoddard
Clearman	Johnston	Rigby	White
Darting			

Nays, 20.

Bowman	Buser	Gilchrist	Roberts
Breakenridge	Cessna	Gunderson	Schmedika
Brookhart	Dean	Mills	Shinn
Brookins	Dotts	Nelson	Skromme
Browne	Fackler	Ramsey	Snook

Absent or not voting, 1.

Kern

The motion prevailed and the Senate recessed.

Senator Shaff moved that the vote by which the Senate recessed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

EXPLANATION OF VOTE

MR. PRESIDENT: I voted "No" on the motion of Senator Shaff to recede from the so-called Roberts amendment to section three of Senate File No. 159, as amended by the House, because I desired to send the whole matter to a conference committee believing that we would be enabled thereby to get a more equitable bill. I do not favor the Roberts amendment in and of itself.

F. C. GILCHRIST.

EXPLANATION OF VOTE

MR. PRESIDENT: Explaining my vote in which I refused to recede from the Roberts amendment in Senate File No. 159, I voted "no" for the reason that an affirmative vote would be in support of the bill itself and I am unfriendly to the bill.

M. L. BOWMAN.

On motion of Senator Shinn, Senator Gilchrist was excused for the remainder of the session.

The Senate stood at ease.

The Senate resumed session.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File No. 146, a bill for an act relating to reports of city officers, boards and commissions.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 235, 302, 377, 403, 406, 99, 108, 114.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

THIRD READING OF BILLS

On motion of Senator Baird, House File No. 301, a bill for an act to amend sections fifty-two hundred thirty-five (5235) and ten thousand six hundred eighty-eight (10688) of the Code, 1924, relating to the payment of salaries for the clerk of the district court, his deputies and clerks, and the salaries of municipal judges, clerks, bailiffs and deputies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The bill was read for information.

Senator Baird moved that the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Dotts	Johnston	Shaff
Bergman	Ellis	Kimberly	Shane
Breakenridge	Fackler	Langfitt	Shinn
Brookhart	Fulton	McLeland	Slemmons
Browne	Gunderson	Nelson	Snook
Campbell	Hartman	Perkins	Stanley
Cavanaugh	Haskell	Reed	Stoddard
Clark	Horchem	Rigby	White
Clearman			

Nays, none.

Absent or not voting, 17.

Benson	Darting	Kern	Roberts
Bowman	Dean	Mills	Romkey
Brookins	Gilchrist	Ramsey	Schmedika
Buser	Goodwin	Rees	Skromme
Cessna			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Baird moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Johnston, the rules were suspended, and House File No. 348, a bill for an act to amend section eleven thousand twenty-four (11024), of the Code, 1924, relating to recovery of real estate or to establish an interest therein, was taken up and considered.

The bill was read for information.

Senator Johnston moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 33.

Baird	Clearman	Horchem	Shaff
Benson	Dotts	Johnston	Shane
Bergman	Ellis	Kimberly	Shinn
Breakenridge	Fackler	Langfitt	Skromme
Browne	Fulton	McLeland	Snook
Buser	Gunderson	Nelson	Stanley
Campbell	Hartman	Reed	Stoddard
Cavanaugh	Haskell	Rigby	White
Clark			

Nays, none.

Absent or not voting, 17.

Bowman	Dean	Mills	Roberts
Brookhart	Gilchrist	Perkins	Romkey
Brookins	Goodwin	Ramsey	Schmedika
Cessna	Kern	Rees	Slemmons
Darting			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Johnston moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

H. F. 387 ON CALENDAR

Senator Reed moved that House File No. 387 be withdrawn from the sifting committee and placed on the calendar, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Reed, the rules were suspended, and House File No. 387, a bill for an act to provide for forfeiture and cancellation of the corporate charter and rights to transact business in this state by cooperative corporations because of default in making reports and in the payment of penalties; also providing for method of reinstatement, was taken up and considered.

The bill was read for information.

Senator Reed moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 29.

Baird	Dotts	Horchem	Rigby
Benson	Fackler	Johnston	Romkey
Bergman	Fulton	Kimberly	Shaff
Breakenridge	Goodwin	Langfitt	Shane
Browne	Gunderson	McLeland	Skromme
Campbell	Hartman	Nelson	Snook
Cavanaugh	Haskell	Reed	Stanley
Clark			

Nays, 1.

Slemmons

Absent or not voting, 20.

Bowman	Clearman	Kern	Roberts
Brookhart	Darting	Mills	Schmedika
Brookins	Dean	Perkins	Shinn
Buser	Ellis	Ramsey	Stoddard
Cessna	Gilchrist	Rees	White

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Reed moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report on Senate File No. 329, a bill for an act to make appropriations for the payment of state and other expenses, and concurred in Senate amendment to House amendment to section fourteen (14).

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT: We, your conference committee, to whom was referred the disagreement between the House and the Senate on Senate File No. 329, a bill for an act to make appropriations for the payment of state and other expenses, beg leave to report that we have conferred and recommend the following: That the Senate recede from its amendment to the House amendment to section two (2); that the House concur in the Senate amendment to the House amendment to section fourteen (14).

W. S. BAIRD.

E. E. CAVANAUGH.

GEO. CLEARMAN.

J. M. RAMSEY.

Conferees on part of Senate.

F. M. HANSON.

W. H. STEPANEK.

G. E. SWANSON.

W. STRIPPEL.

Conferees on part of House.

On the question "Shall the conference committee report be adopted?" the vote was:

Ayes, 18.

Baird	Cavanaugh
Benson	Clearman
Bergman	Dotts
Breakenridge	Goodwin
Browne	Horchem

Johnston	Shaff
Kimberly	Shane
Perkins	Stanley
Reed	Stoddard

Nays, 18.

Bowman	Fackler
Brookhart	Fulton
Buser	Gunderson
Campbell	Hartman
Darting	Langfitt

McLeland	Shinn
Nelson	Slemmons
Romkey	Snook
Schmedika	White

Absent or not voting, 14.

Brookins	Ellis
Cessna	Gilchrist
Clark	Haskell
Dean	Kern

Mills	Rigby
Ramsey	Roberts
Rees	Skromme

The report of the conference committee was rejected.

Senator Baird moved that a new conference committee be appointed, which motion prevailed.

SECOND CONFERENCE COMMITTEE ON S. F. 329

The President appointed as a second conference committee on the part of the Senate on Senate File No. 329 Senators Johnston, Darting, McLeland and Clark.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed as a second conference committee on Senate File No. 329, a bill for an act to make appropriations for the payment of state and other expenses, Representatives Thomas, O'Donnell, Smith of Chickasaw and Hollis.

Also, that the House has adopted the conference committee report on House File No. 14, a bill for an act to establish the general fund for the state of Iowa and to appropriate therefrom for all departments and various divisions thereof for the purposes provided by law for the biennial period beginning July 1, 1925, and concurred in and adopted the amendments recommended in said report.

A. C. GUSTAFSON, *Chief Clerk.*

CONFERENCE COMMITTEE REPORT ON H. F. 14 CONSIDERED

There being a call on House File No. 14, the roll was called, which revealed the presence of all members except Senators Kern and Gilchrist, who were previously excused, and Senators Cessna, Mills, Ramsey and Rees.

On motion of Senator Clearman, Senator Ramsey was excused from the call.

On motion of Senator Bergman, Senator Rees was excused.

On motion of Senator Slemmons, Senator Mills was excused temporarily.

On motion of Senator Buser, Senator Cessna was excused, and the call was declared complete.

Senator Stoddard moved that the following conference report be adopted and the amendments proposed therein concurred in:

TO THE PRESIDENT OF THE SENATE:

We, your joint conference committee appointed to consider the differences between the Senate and the House on House File No. 14, beg leave to report that we have had the same under consideration and desire to report as follows:

We recommend that the House concur in Senate amendments to section 2.

Also, that the Senate recede from its amendments to section 10 and that said section be then amended as follows: "Strike out of lines three and four the words and figures "two hundred twenty thousand dollars (\$220,000.00)" and insert in lieu thereof the words and figures "one hundred eighty thousand dollars (\$180,000.00)". Also amend line nine of said section by striking out the figures "\$180,000.00" and insert the figures "\$140,000.00". Also amend line sixteen by striking out the figures "\$220,000.00" and insert the figures "\$180,000.00."

Also, that the Senate recede from its amendments to section 16.

Also, that the Senate recede from its amendments to section 24.

Also, that the Senate recede from its amendment to section 25 and that said section be then amended as follows: "Insert as line 50-a the words and figures "War Work Pictures \$1,000.00."

Also, that the Senate recede from its amendment to section 30, and that said section be amended by striking out of line 14 the figures "2,000.00" and insert in lieu thereof the figures "2,200.00."

Also, that the Senate recede from its amendment to section 48 in which subsection 8-a was inserted, and that said section be amended as follows: "Insert as subsection 8-a the following:

"The board of control is hereby authorized to use from the surplus in the support fund and the surplus in the maintaining and establishing of industries fund the amount of twenty-five thousand dollars (\$25,000.00)."

Also, that the Senate recede from its amendment (e) to subsection one of section 49. Also amend said section 49 by striking out the words and figures three hundred thousand dollars (\$300,000.00) in lines 59 and 60 and insert in lieu thereof the words and figures four hundred thousand dollars (\$400,000.00)".

Also, that the House concur in the Senate amendment to line 90 of said section 49.

Also, that the Senate recede from its amendment to lines 102 and 103 of said section 49. Also, that said section be amended by striking out of lines 102 and 103 the words and figures one hundred fifty thousand dollars (\$150,000.00) and inserting the words and figures two hundred sixty thousand dollars (\$260,000.00)".

Also, that the Senate recede from its amendment to section 52. Also, that said section 52 be amended by striking out of line four the words and figures fifty thousand dollars (\$50,000.00) and insert in lieu thereof the words and figures forty thousand dollars (\$40,000.00)."

Also, that the House concur in Senate amendments to Sec. 53.

Also, that the Secretary of the Senate and the Chief Clerk of the House, cooperating with the office of the Budget Director, be authorized

to make such changes in the bill as are necessary to correct the totals in the various sections to correspond with the changes made.

B. M. STODDARD.
A. H. BERGMAN.
W. J. BREAKENRIDGE.
GEO. B. PERKINS.
A. T. BROOKINS.
EARL W. VINCENT.
H. C. DEWAR.
T. W. NAPIER.
OSCAR ULSTAD.
L. V. CARTER.

Senator Mills appeared in the Senate chamber.

On the question "Shall the report be adopted and the amendments be concurred in?" the vote was:

Ayes, 27.

Baird	Darting	Kimberly	Shane
Benson	Dean	Langfitt	Skromme
Bergman	Dotts	Mills	Slemmons
Breakenridge	Ellis	Perkins	Stanley
Cavanaugh	Goodwin	Reed	Stoddard
Clark	Horchem	Rigby	White
Clearman	Johnston	Shaff	

Nays, 17.

Bowman	Campbell	Hartman	Romkey
Brookhart	Fackler	McLeland	Schmedika
Brookins	Fulton	Nelson	Shinn
Browne	Gunderson	Roberts	Snook
Buser			

Absent or not voting, 6.

Cessna	Haskell	Ramsey	Rees
Gilchrist	Kern		

The report was adopted and concurred in.

Senator Stoddard moved that the vote by which the report was adopted by the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the second conference committee report and concurred in the amendments proposed therein to Senate File No. 329, a bill for

an act to make appropriations for the payment of state and other expenses.

A. C. GUSTAFSON, *Chief Clerk.*

CONFERENCE COMMITTEE REPORT ON S. F. 329 CONSIDERED

Senator Johnston moved that the following conference committee report be adopted and the amendments proposed concurred in:

MR. PRESIDENT: We, your second conference committee, to whom was referred the disagreement between the House and the Senate on Senate File No. 329, a bill for an act to make appropriations for the payment of state and other expenses, beg leave to report that we have conferred and recommend the following:

That section two (2) and three (3) be stricken from the bill and that the following sections be numbered accordingly.

That the House concur in the Senate amendment to the House amendment to section fourteen (14).

C. F. JOHNSTON.

W. A. CLARK.

W. E. MCLELAND.

H. A. DARTING.

Conferees on part of Senate.

E. B. THOMAS.

T. J. O'DONNELL.

C. A. HOLLIS.

W. B. SMITH.

Conferees on part of House.

On the question "Shall the report be adopted and the amendments be concurred in?" the vote was:

Ayes, 39.

Baird	Clearman	Johnston	Schmedika
Benson	Darting	Kimberly	Shaff
Bergman	Dean	Langfitt	Shane
Breakenridge	Dotts	McLeland	Shinn
Brookhart	Fackler	Mills	Slemmons
Brookins	Fulton	Nelson	Snook
Browne	Goodwin	Perkins	Stanley
Campbell	Gunderson	Reed	Stoddard
Cavanaugh	Hartman	Rigby	White
Clark	Horchem	Romkey	

Nays, none.

Absent or not voting, 11.

Bowman	Ellis	Kern	Roberts
Buser	Gilchrist	Ramsey	Skromme
Cessna	Haskell	Rees	

The conference committee report was adopted and concurred in.

Senator Johnston moved that the vote by which the report was adopted and concurred in be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 60, 181 and 319.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed House Files Nos. 235, 302, 377, 403, 406, 99, 108, and 114.

EXPLANATION

MR. PRESIDENT: I use the constitutional "liberty" afforded me to record a protest against the enactment of section 52, House File No. 14. I object because, whenever the Retrenchment and Reform Committee meets after the adjournment of the General Assembly, its ten members, if in attendance, each receive ten dollars per day under a provision in the law rejected by both House and Senate, and only in the law by reason of the negligence or duplicity of a clerk. I object because the committee is a useless and expensive encumbrance. I object because it no longer performs the duties prescribed in the statutes, and it has no other. It has no authority to increase the number of employes or their salaries as the maxima of both are fixed in the Budget act, or to transfer funds as the power to do this is lodged elsewhere. To make the section properly operative it should be so amended as to provide the committee something to do aside from the control of this contingent fund. To cure this lack there should be added to the section a directory paragraph, and the following is suggested as such addition:

"To insure the expenditure of this fund and the performance of other duties, the Retrenchment and Reform Committee is authorized and required to hold monthly meetings at the seat of government, to attend the Iowa State Fair in 1925 and 1926, to attend all state political conventions and political conferences held in Des Moines in the same years

and at the December meeting in 1926 to make the standing committee assignments for the Forty-second General Assembly."

C. J. FULTON.

REPORTS OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 146, 159 and 312.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

Also:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

House Files Nos. 301, 348 and 387.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President announced, that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 146, 159 and 312, and House Files Nos. 60, 181, 319, 387, 348 and 301.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 3rd day of April, 1925, sent to the governor for his approval:

Senate Files Nos. 146, 159 and 312.

F. C. STANLEY, *Chairman.*

The report was adopted.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the supplementary conference committee report on House File No. 14, a bill for an act to establish the general fund for the state of Iowa and to appropriate therefrom for all departments and various divisions thereof for the purposes provided by law for the biennial period beginning July 1, 1925, and concurred in the amendments proposed therein.

A. C. GUSTAFSON, *Chief Clerk.*

SUPPLEMENTARY REPORT OF CONFERENCE COMMITTEE
ON H. F. 14

Senator Stoddard moved that the following supplementary report be adopted and the amendments concurred in:

TO THE PRESIDENT OF THE SENATE:

We your joint conference committee on House File 14 beg leave to present the following supplemental report.

We recommend that the House concur in Senate amendments to section 49 in which lines 48 to 54 inclusive and lines 95 to 101 inclusive were stricken from the bill.

Also, that the House concur in Senate amendment to lines 164 and 165 in section 48.

B. M. STODDARD.
A. H. BERGMAN.
GEO. B. PERKINS.
W. J. BREAKENRIDGE.
A. T. BROOKINS.
EARL W. VINCENT.
L. V. CARTER.
OSCAR ULSTAD.

On the question "Shall the report be adopted and the amendments concurred in?" the vote was:

Ayes, 36.

Benson	Darting	Kimberly	Shaff
Bergman	Dean	Langfitt	Shane
Breakenridge	Dotts	McLeland	Shinn
Brookhart	Ellis	Perkins	Skromme
Brookins	Fackler	Reed	Slemmons
Campbell	Fulton	Rigby	Snook
Cavanaugh	Goodwin	Roberts	Stanley
Clark	Horchem	Romkey	Stoddard
Clearman	Johnston	Schmedika	White

Nays, none.

Absent or not voting, 14.

Baird	Cessna	Haskell	Nelson
Bowman	Gilchrist	Kern	Ramsey
Browne	Gunderson	Mills	Rees
Buser	Hartman		

The report was adopted and the amendments concurred in.

Senator Stoddard moved that the vote by which the report was adopted and the amendments were concurred in be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

INTRODUCTION OF BILL

Senate File No. 330.

April 3.

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 executive council.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1: That the amount of revenue for general state purposes is hereby designated and fixed by the general assembly as the sum of eight million eight hundred sixty-five thousand dollars (\$8,865,000.00) to be provided by the levy for 1925, said levies to be made as provided in sections seven thousand one hundred eighty-two (7182) and seven thousand one hundred eighty-three (7183) of the Code, 1924.

Read first and second times.

THIRD READING OF BILLS

On motion of Senator Perkins the rules were suspended, and Senate File No. 330, a bill for an act designating and fixing the amount of revenue for general state purposes for which levy is to be made by the executive council, was taken up and considered.

The bill was read for information.

Senator Perkins moved that the rules be suspended and the reading just had be considered the third reading, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 40.

Baird	Clark	Johnston	Schmedika
Benson	Clearman	Kimberly	Shaff
Bergman	Darting	Langfitt	Shane
Bowman	Dean	McLeland	Shinn
Breakenridge	Dotts	Nelson	Skromme
Brookhart	Ellis	Perkins	Slemmons
Brookins	Fackler	Reed	Snook
Browne	Fulton	Rigby	Stanley
Campbell	Goodwin	Roberts	Stoddard
Cavanaugh	Horchem	Romkey	White

Nays, none.

Absent or not voting, 10.

Buser	Gunderson	Kern	Ramsey
Cessna	Hartman	Mills	Rees
Gilchrist	Haskell		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Perkins moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

EXCHANGE OF SEATS

By unanimous consent Senator Cavanaugh exchanged seat No. 6 for seat No. 30; Senator Fackler exchanged seat No. 4 for seat No. 25; Senator McLeland exchanged seat No. 44 for seat No. 31; Senator Skromme exchanged seat No. 1 for seat No. 12, and Senator Clearman exchanged seat No. 7 for seat No. 43, and Senator Benson exchanged seat No. 49 for seat No. 34. Senator Roberts exchanged seat No. 40 for seat No. 26.

Senator Shinn moved that the call be raised, which motion prevailed.

RESOLUTION

Senator Stoddard offered the following resolution and moved its adoption:

Whereas, The Secretary of the Senate, Walter H. Beam, and his assistants, together with the committee clerks, have rendered efficient services during the session of the Forty-first General Assembly, therefore,

Be It Resolved, That the members of the Senate do hereby extend to these persons their sincere appreciation for the work so done; and,

Be It Further Resolved, That this resolution be printed in the Journal and become a permanent record of the state.

The resolution was adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File No. 330, a bill for an act designating and fixing the amount of revenue for general state purposes for which levy is to be made by the executive council.

A. C. GUSTAFSON, *Chief Clerk*.

HOUSE AMENDMENTS CONSIDERED

Senator Perkins called up for consideration Senate File No. 330, amended by the House, and moved that the Senate concur in the following amendments:

Amend by inserting after the comma (,) following the figures "1925" in line five (5) the following: "and the sum of eight million eight hundred sixty-five thousand dollars (\$8,865,000.00) to be provided by the levy for 1926,".

On the question "Shall the Senate concur?" the vote was:

Ayes, 28.

Baird	Dean	Langfitt	Shaff
Bowman	Dotts	McLeland	Shane
Brookhart	Fackler	Nelson	Skromme
Brookins	Fulton	Perkins	Slemmons
Cavanaugh	Hartman	Rigby	Stanley
Clark	Horchem	Roberts	Stoddard
Darting	Kimberly	Romkey	White

Nays, none.

Absent or not voting, 22.

Benson	Cessna	Haskell	Reed
Bergman	Clearman	Johnston	Rees
Breakenridge	Ellis	Kern	Schmedika
Browne	Gilchrist	Mills	Shinn
Buser	Goodwin	Ramsey	Snook
Campbell	Gunderson		

The amendment having received a constitutional majority was declared to have been concurred in.

Senator Stoddard moved that the vote by which the Senate concurred be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Stanley, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled:

Senate Files Nos. 329 and 330.

House File No. 14.

F. C. STANLEY,
Chairman Senate Committee.

HOWARD A. MATHEWS,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President announced that, as President of the Senate, in the presence of the Senate, he had signed Senate Files Nos. 329, and 330, and House File No. 14.

BILLS SENT TO THE GOVERNOR

Senator Stanley, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on the 3rd day of April, 1925, sent to the governor for his approval:

Senate Files Nos. 329 and 330.

F. C. STANLEY, *Chairman.*

The report was adopted.

BILLS APPROVED BY THE GOVERNOR

A communication was received from the Governor announcing, that on April 3, 1925, he had approved the following bills:

Senate File No. 173, relating to co-insurance.

Senate File No. 247, relating to salaries and expenses of judges.

Senate File No. 249, relating to mine inspectors.

Senate File No. 248, relating to rewards.

Senate File No. 328, relating to judges of supreme court.

Senate File No. 191, relating to mixtures containing alcohol.

COMMITTEE TO NOTIFY HOUSE

Senator Browne moved that a committee of three be appointed to notify the House that the Senate was ready to adjourn sine die.

The motion prevailed and the President appointed as such committee Senators Browne, Benson and Roberts.

COMMITTEE TO NOTIFY GOVERNOR

Senator White moved that a committee of three be appointed to notify the Governor and ascertain whether or not he had any further communications to lay before the Senate and to notify him that the Senate was ready to adjourn sine die.

The motion prevailed, and the President appointed as such committee Senators White, Bowman and Romkey.

REPORTS OF SPECIAL COMMITTEES

Senator Browne, from the special committee appointed to notify the House that the Senate was ready to adjourn, returned and announced that it had performed that duty.

Senator White, from the special committee appointed to wait upon the Governor, reported that the committee had performed its duty and that the Governor had informed them that he had no further communication to lay before the Senate, but that he wished to commend the Senate for the constructive legislation passed by the forty-first general assembly, and also to express his appreciation of the friendly relations and cooperation of the members of the Senate with him during the session.

The reports were received and the committees discharged.

MESSAGE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to adjourn sine die.

FINAL ADJOURNMENT

The hour of 12 o'clock noon having arrived, President Kimball declared the Senate of the Forty-first General Assembly adjourned sine die.

IN MEMORIAM

Iowa State Senate

JUSTIN R. DORAN.....August 8, 1850-October 13, 1924
A. G. KEGLER.....June 17, 1843-July 5, 1923
THOMAS D. LAMBERT.....February 13, 1853-September, 1923
JAMES M. WILSON.....September 8, 1866-May 2, 1924
D. A. LYONS.....September 8, 1851-March 24, 1925
NICHOLAS J. SCHRUP.....August 23, 1853-November 24, 1924
WARREN GARST.....December 4, 1850-October 5, 1924
MERRITT W. HARMON.....June 25, 1844-August 14, 1924
ARTHUR WADSWORTH.....August 10, 1910-November 5, 1924

JOURNAL OF THE SENATE

MEMORIALS

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 27, 1925.

The Senate met in memorial session, President Kimball presiding.

JUSTIN R. DORAN

MR. PRESIDENT: Your committee which was appointed to prepare resolutions commemorating the life, character, and services of the late Justin R. Doran of Boone county, Iowa, beg leave to submit the following:

Justin R. Doran was born at Reynold's Basin, Niagara county, New York, August 8, 1850, and died at his home south of Beaver, Iowa, on October 13, 1924. He was the son of Patrick and Catherine Keeley Doran, both natives of Ireland and immigrating to the United States in 1849. He came to La Salle county, Illinois, with his parents in the early fifties. In the autumn of 1874 he came to Iowa and settled in Boone county. He obtained his education in the country schools of Illinois. At the age of fifteen years he was left an orphan and his boyhood days were spent in the hardest of manual labor. He was a self-made man, as he did not have the means or opportunity to acquire a college education. Yet by the best of reading he acquired a general education and was well informed on many subjects. By hard labor, judicious management, and up-to-date methods Mr. Doran obtained his prosperity. His thrift and business acumen resulted in the accumulation of extensive property holdings. In Boone county his farm land holdings consisted of about three thousand acres, making him the largest land-holder in the county and one of the wealthiest in the state.

In political affairs Mr. Doran was a faithful member of the republican party. He took great interest in the civic and political affairs of the state and county. He was elected justice of the peace, school director, school treasurer, and township trustee at different times. He was representative from Boone county in the Thirtieth, Thirty-first, Thirty-second and Thirty-second extra general assemblies, and senator from the Boone-Story district in the Thirty-fifth and Thirty-sixth general assemblies. His work in the state legislature was a consistent stand in favor of economy and common sense in the conduct of the state government.

In 1877 Mr. Doran was married to Miss Olive F. Blanshaw of Grand

Junction, Iowa, who survives him. To this union were born thirteen children, two of whom died in infancy.

Now, Therefore, Be It Resolved By the Senate of the Forty-first General Assembly of Iowa, that in the death of Justin R. Doran the state and the community where he lived have suffered the loss of an influential and honorable citizen; and

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the Senate and that the secretary be directed to send an engrossed copy thereof to the family of the deceased.

LARS J. SKROMME

I. N. SNOOK

C. B. KERN

Committee.

Senator Skromme spoke as follows:

MR. PRESIDENT, and SENATORS: I regret very much that I did not have the pleasure of being intimately acquainted with Senator Doran. In fact my acquaintance with him was rather of a casual nature. The first time I met him was less than a year ago and my knowledge of him as a man is therefore limited to a very short period of time and necessarily includes only a few facts in regard to the man. In the course of a person's life one finds that there are but few people with whom he comes in contact who will stand out vividly in his memory, while most people are remembered with effort and few are remembered without any effort at all. Senator Doran was one of these men whose personality was such that one could with difficulty forget him, if one only had a chance to meet him and have but a short conversation with him.

When I met Senator Doran, I found him an aged man. I had expected to find him of a robust physique, having heard so much of him and having been informed that he was a very influential man in Boone County, but I soon discovered that the secret of his power was a very vigorous mind, and I found at that time that he knew what was going on on his own farm; every detail of it seemed to be in his hands.

I will never forget what his wife told me just casually. "Mr. Doran and I," she said, "have worked very hard in our lives" and I could not but believe it.

Having no education, yet he knew history better than I did. He talked of Ireland and told me things I had never heard; he discussed matters of general interest to his community—in fact there were few subjects but what he could discuss intelligently. There is nothing that speaks better for a man than the opinion of the people in his own community where he has lived so long and I did not hear a single statement derogatory of Mr. Doran.

All seemed to respect him and hold him in high esteem. He had considerable influence in his community, even as an old feeble man. I count it as one of the pleasures of my life that I had a chance to meet Senator Doran.

The resolution was adopted unanimously by a rising vote.

A. G. KEGLER

MR. PRESIDENT: Your committee appointed to prepare resolutions commemorating the life, character, and public services of Senator A. G. Kegler, late of Jackson County, Iowa, begs leave to submit the following report:

August George Kegler was the son of Christian and Barbara Kegler and was born at Elbingen, Nassau, Germany, on June 17, 1843. He came to America with his parents when a lad of ten years and they located on a farm in Jackson county, this state, where he grew to young manhood.

In 1863 he began his mercantile career and clerked in stores at Sabula and Davenport. In 1873 he engaged in the dry goods business in Bellevue in which he was very successful and continued in active business for a period of forty years. He retired in 1911 to enjoy a competence gained by fair and square methods of dealing with his customers.

Mr. Kegler was married to Catherine Lemkuhl in 1869 and they were the parents of one child, Sister M. Judicia of Sparta, Wis. His second marriage was to Anna Katherine Herbst on October 28, 1873. He is survived by his wife, one son, W. C. Kegler of Cincinnati, Ohio, and four daughters, Mrs. Paul Kempter and Miss Mariela Kegler of Bellevue, Mrs. W. A. Nelson of Cedar Rapids, and Sister M. Rafaelita of Kansas City, Mo. Harry C., Minnie, August T. Kegler and Mrs. Fred B. Hoeye preceded their father in death. He also leaves nine grandchildren.

Mr. Kegler was elected State Senator from Jackson county and served in the Twenty-second and Twenty-third General Assemblies with credit to himself and honor to the state. He was a pronounced democrat until the free silver issue became paramount in 1896, since which time he affiliated with the republican party. He was a great admirer and supporter of the late Theodore Roosevelt.

Mr. Kegler also served as County Supervisor, Township Clerk, Councilman and Mayor of Bellevue and his public career was without spot or blemish. He performed every duty incumbent upon him with ability and fidelity.

He was a man of high moral character and strong convictions. He stood fearlessly and courageously for the things he believed to be right and led an honorable, upright, Christian life. His community and the state lost an influential and public spirited citizen and his family a devoted husband and father when he was called upon to lay down the burdens of this life. Mr. Kegler died at his home at Bellevue, Iowa, July 5, 1923.

Now, Therefore, Be It Resolved By the Senate of the Forty-first General Assembly of Iowa, that in the death of August George Kegler the state and the community where he lived have suffered the loss of an influential and honorable citizen; and

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the Senate and that the secretary be directed to send an engrossed copy thereof to the family of the deceased.

CHAS. S. BROWNE

W. E. MCLELAND

G. S. HARTMAN *Committee.*

Senator Browne spoke in part as follows on the life and character of Senator Kegler:

MR. PRESIDENT, and SENATORS: I want to say a few words about Senator Kegler. It was not my good fortune to be acquainted with the Senator, but I find in looking up the record it is a good record and that the state and community in which he lived have suffered a great loss.

He was a pioneer merchant of Bellevue, Jackson county, and for nearly sixty years was a successful business man in one place.

He was a man of decided opinions and believed in what was right, he was broad in view as to religious relations and considerate for those of other creeds.

In the Senate he fostered many reform bills and aided Senator Lafe Young in many of his.

He was an ardent admirer of Theodore Roosevelt, and reared and educated a large family, and I am sure that those who are left behind realize the loss they have sustained in the passing of Senator A. G. Kegler.

The resolution was unanimously adopted by a rising vote.

THOMAS D. LAMBERT

MR. PRESIDENT: Your committee appointed to prepare resolutions commemorating the life, character, and public services of Thomas Lambert, late of Sabula, Iowa, begs leave to submit the following report:

Thomas Lambert, son of Thomas D. Lambert and Sarah Guenther Lambert, was born near Sabula, Iowa, February 13, 1853. In 1880 he became part owner of the Sabula Gazette, later owning and running it and also the Bellevue Herald in partnership with Mr. Brandt, and continued in the newspaper business for many years.

He served as County Recorder four times and as Mayor for eight consecutive times; was justice of the peace for about twenty years; was elected secretary of the school board and held the office continuously until his resignation in 1909 when his appointment to the State Board of Education required his absence from the city.

His political affiliations were always with the democratic party; he attended the national convention at St. Louis that nominated Grover Cleveland and Allen G. Thurman. He was a member of the House of Representatives in the Twenty-sixth General Assembly, the extra session of the Twenty-sixth, and the Twenty-seventh; and in the Senate during the sessions of the Twenty-eighth, Twenty-ninth, Thirtieth, Thirty-first and Thirty-second General Assemblies.

In the Thirty-first General Assembly, Mr. Lambert was appointed one of a committee to sit during the interval between sessions and make a thorough investigation into the needs of the three educational institutions of the state, the University, the Agricultural College, and the State Normal School. He was afterward made a member of the finance committee of these schools and devoted himself to these duties until the year of his death.

Mr. Lambert also held many offices in the various lodges of which he was a member, the Odd Fellows, the Modern Woodmen of America, the

Knights of Pythias, and the Masons, in which order he served as Grand Master for the jurisdiction of Iowa.

On August 8, 1883, occurred the marriage of Thomas Lambert and Miss Jennie Cotton and they were the parents of one daughter, Mrs. Milton G. Gage of Cedar Rapids. Besides the wife and daughter, Mr. Lambert leaves one brother, Charles Lambert of Sabula. Mr. Lambert died at his home in Sabula, Iowa, September, 1923.

Now, Therefore, Be It Resolved By the Senate of the Forty-first General Assembly of Iowa, that in the death of Thomas Lambert the state and the community where he lived have suffered the loss of an influential and honorable citizen; and,

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the Senate and that the secretary be directed to send an engrossed copy thereof to the family of the deceased.

CHAS. S. BROWNE

C. F. JOHNSTON

F. C. GILCHRIST

Committee.

Senator Browne spoke in part as follows:

MR. PRESIDENT, and SENATORS: I have known Mr. Lambert for a period of twenty-five years. I will never forget the first time that I met him in the hotel in Maquoketa. I was very much impressed by him. He was a man of high standing, very quiet and unassuming, and a perfect gentleman in his ways; never too busy to give aid to those in need.

He served three sessions in the House and five in the Senate. In the years that came I got better acquainted with him in business ways and I found that he was always very fair.

The state lost a valuable servant when Thomas Lambert passed away and the community an adviser and a friend; he was a man that was always willing in times of need to aid those who were in trouble.

The resolution was unanimously adopted by a rising vote.

JAMES M. WILSON

MR. PRESIDENT: Your committee appointed to prepare resolutions commemorating the life, character, and services of James M. Wilson of Centerville, Appanoose county, Iowa, begs leave to submit the following report:

James M. Wilson was born on September 8, 1866, near Monmouth, Illinois, being the son of James and Elizabeth Welsh Wilson, both natives of Scotland. His early youth was passed in Illinois where he attended the country schools and assisted his father in the operation of a coal mine, being employed in hauling coal from the mine to the town of Monmouth. His mother has been heard to say frequently that he had a natural bent for politics and affairs of state, manifested in early life, and as illustrating this inclination, at times when her son would be late returning from one of his trips, his explanation would be that he was interested in a political speech or the election returns.

In the year 1882 he came with his parents to Centerville, Iowa, where his father engaged in the coal business, the son James going to work as weighmaster for his father's mine. He was ambitious for an education and attended high school, graduating in the class of 1886 as valedictorian. He attended Monmouth College for three years and later read law in the office of Judge T. M. Fee, and attended the Iowa State University at Iowa City, graduating in the law as president of his class. He married Miss Flora White on December 24, 1891, two children being born, Miss Eva, now Y. W. C. A. secretary at Marshalltown, Iowa, and Mrs. Jean Goodsell, Des Moines, Iowa, who, with his widow, survive.

Soon after his admission to the bar of Iowa he returned to Centerville and soon established himself in the practice of law. He served as City Attorney of Centerville and in 1896 was elected County Attorney and re-elected in 1898, serving in both capacities with credit. He was an able and forcible prosecutor, yet recognizing that the office of prosecutor was a position to be used not only as a means of enforcing the laws when violated but as well to protect the rights of those wrongfully accused. He was recognized as one of the foremost trial lawyers of Southern Iowa and commanded a large and varied practice in the courts of the state. He was a strong advocate, resourceful and ready in all emergencies to meet any question arising in the trial of a case. He had a high sense of honor in his dealings with his clients and the court, always having in mind the ethics of the profession and his duty as an attorney to all parties. Being naturally a gifted speaker, with a command of language possessed by few, before a jury he had the ability to present the facts and the application of the law to the situation in a most convincing manner.

From early manhood he took an active interest in the public affairs of the state and nation and his services were in demand as a public speaker in almost every political campaign. In 1912 he was elected to the State Senate from the third district, composed of Appanoose and Davis counties, and was re-elected in the year 1916. He served with marked distinction in the State Senate, being a commanding figure and leader in the legislature, serving on important committees and exerting a great influence in shaping legislation at that time. His advice was invaluable and eagerly sought on all constitutional questions arising in the enacting of the laws of the state. He was never too busy to give attention to advice sought by the most humble client and no appeal for charity ever went unheeded. He rendered professional services on numerous occasions without reward or the hope of receiving any compensation therefor. He was interested in all public movements, and gave of his time and services in behalf of any such movements. To know him was to be his friend. He was tolerant of the opinions and views of others and believed that there was good in everyone. He was generous and unselfish to a marked degree and was beloved and respected by all. He died May 2, 1924.

Now, Therefore, Be It Resolved By the Senate of the Forty-first General Assembly of Iowa, that in the death of James M. Wilson the state and the community where he lived have suffered the loss of an influential and honorable citizen; and

Be It Further Resolved, That a copy of these resolutions be spread upon

the Journal of the Senate and that the secretary be directed to send an engrossed copy thereof to the family of the deceased.

LLOYD ELLIS

J. L. BROOKHART

HARRY C. WHITE

Committee.

Senator Ellis spoke in part as follows:

MR. PRESIDENT, SENATORS and FRIENDS: It is a delight to me indeed to be able to stand here in this body tonight and say just a word further than the resolution in the memory of one whom you all knew and whom you all esteemed and honored.

Senator Wilson belonged to that great company of men and women who have helped to make history in this country. He belonged to that hearty Scotch ancestry who migrated to this country, established their homes, went to work, and carved out for themselves a place in the life of the communities where they resided. When he came with his parents to Appanoose county they were a humble folk. His father entered into the mining industry of Appanoose county. The Senator himself as a small boy began to work in the mines and became associated with his father in that type of work. He was not satisfied, however, to confine himself for life to that industry.

He went through common school in the town of Centerville, went to college, studied law under the direction of one of the esteemed lawyers of the city of Centerville, was admitted to the bar, and was an honor to that profession during all the time that he resided there.

Senator Wilson was a man who was always ready to render a service to his associates, always ready to render a service to any individual.

It has been noted in this resolution that Senator Wilson was a born politician. My earliest recollection of the Senator as a young man was that he had a great fund of pep, he was a fine talker, good in repartee, good in argument.

I feel that in the untimely death of Senator Wilson we must all agree that the community of Centerville and Appanoose county lost a valuable citizen. I think that we must recognize that the state of Iowa lost a man of great value to it.

The resolution was unanimously adopted by a rising vote.

D. A. LYONS

MR. PRESIDENT: Your committee appointed to prepare resolutions commemorating the life, character, and services of D. A. Lyons, late of Cresco, Howard county, Iowa, begs leave to submit the following report:

D. A. Lyons was born September 8, 1851, in Chicago, Ill., his parents being natives of County Waterford, Ireland, where they were reared and married. They emigrated to the United States in 1847, and moved westward to Iowa in 1868. He was reared upon the home farm purchased at that time in Burr Oak township, Winneshiek county. He acquired his

early education in the graded schools of that township. On attaining his majority, he represented an implement firm of Cresco as a traveling salesman in their territory for a period of seven years. In 1879 he established an implement business of his own in Cresco, which he conducted successfully for thirty-one years. In 1910 he retired to give personal supervision to the upbuilding and management of his farms in Howard and Winneshiek counties.

The close relationship of the implement business, in which Mr. Lyons was engaged so many years, to the agricultural development of the country adjacent to Cresco, and his later activities, have recorded his name indelibly as one of the prominent and constructive builders of the community. His life's record of service and accomplishments may well serve as an example to budding generations. His political allegiance was with the democratic party. He served as Mayor of Cresco for four years. In 1897 he was elected to the office of State Senator, his district comprising two counties which carried at that time a normal republican majority of twenty-four hundred. He was re-elected for two succeeding terms, a fact which stands as an unmistakable proof of his capability and devotion to the welfare of both community and commonwealth.

Through his senatorial service he thus left the impress of his individuality upon the history of Iowa as a member of the State Senate during the Twenty-seventh, Twenty-eighth, Twenty-ninth, Thirtieth and Thirty-first sessions of the General Assembly. His influence in public affairs, heightened by his outstanding personality, has been a potent one and the results of his labors have been far reaching and beneficial. He was a statesman of broad views and high principles.

Mr. Lyons passed to his reward on March 24, 1925, survived by his wife, two daughters and four sons and their immediate families. His death was deeply regretted by a large circle of relatives and friends. They knew him but to love and honor him. They will revere his memory and hold him forever in their hearts.

Now, Therefore, Be It Resolved By the Senate of the Forty-first General Assembly of Iowa, that in the death of D. A. Lyons the state and the community where he lived have suffered the loss of an influential and honorable citizen; and

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the Senate and that the secretary of the Senate be directed to send an engrossed copy thereof to the family of the deceased.

CARL W. REED
B. J. HORCHEM
H. C. WHITE

Committee.

Senator Horchem spoke in part as follows:

MR. PRESIDENT: I did not know Senator Lyons personally, only through what I have read and heard about him, and the short interview I had with Senator Reed today.

Senator Lyons was a man most needed. He had the qualities that really create community spirit, and that make for greater things, and lift the general public upward and forward.

He was a simple, honest man who spoke the truth, who paid his debts, and did his work thoroughly and was satisfied with what he earned.

A descendant of the old stock of Ireland who fought against oppression is bound to be free at any cost. He hated tyranny in any form. The poet says:

"I honor the man who is ready to sink
Half his present repute for the freedom to think;
And when he is through, be his thought strong or weak,
Will sink t'other half for the freedom to speak,
Caring naught for what vengeance the mob has in store—
Let that mob be the upper ten thousand, or lower."

That was the spirit of a typical Senator. That is the spirit that is needed now. Never has it been needed more than it is today—to guard our land against the oppression of the demagogue.

While such a man lives, his fellowship is a blessing and when he dies his memory is sacred.

The resolution was unanimously adopted by a rising vote.

NICHOLAS J. SCHRUP

MR. PRESIDENT: Your committee which was appointed to report a resolution commemorating the life, character and services of the late Nicholas J. Schrup, begs leave to submit the following report and moves its adoption:

The death of Hon. Nicholas J. Schrup deprived Iowa of one of the valued pioneer citizens, whose career is typical of the unwavering purposefulness of the early settlers of mid-western America.

Nicholas J. Schrup was born in Grand Duchy of Luxembourg, August 23, 1853. Two years later his parents emigrated to America and settled on a farm in Mosalem township. Here their son was brought up and here he spent his youth. At seventeen he entered the St. Francis Normal School, Milwaukee, from which he was graduated in 1874. For a time he followed the profession of teaching, first at Cascade, Iowa, later at Mattoon, Illinois. This was to be but a stepping-stone, however, to the business career for which he was eminently fitted, and of which he made a marked success. It was during his leisure hours at this time that he began writing insurance for the Old German Insurance Company of Freeport, Illinois, thus laying the corner stone of his future business career. In 1883 he resigned the lucrative post of Deputy County Auditor to organize the Dubuque Fire and Marine Insurance Company.

In 1884, Mr. Schrup was married to Mary A. Kransz, a pioneer of the North Side of Chicago. Four children were born to them, Charles J., Lillian M., Rosalyn M., and Oliver—all of whom are still living.

Although Mr. Schrup was pre-eminently the business man, rather than the statesman, he found time to serve the community in various capacities, first as a member, then as president of the Board of Education. Later, in 1910, he became State Senator from Dubuque county, an office to which he was re-elected in 1914. To his public service Mr. Schrup

brought the shrewd foresightedness that made him successful in business. Brought up on a farm, educated for and practicing a profession for a time, he nevertheless found expression for his abilities in the sharp give-and-take of the modern business world. He never failed in any of his undertakings. His word was as good as his bond. Men anxious to succeed were eager for his advice. His quiet self-confidence inspired in others confidence in him and in themselves. These qualities made him an invaluable member of senatorial financial committees. His confidence and his experience outweighed any speeches that could be made and matters under his advice were practically settled in committees before they reached the floor.

In his private business capacity, he was the president of the Dubuque Fire and Marine Insurance Company for many years, and, at the time of his death was chairman of its Board of Directors. He was President of the National Reserve Insurance Company, of the Pioneer Trust and Savings Bank, and the American Trust and Savings Bank. He was a director of the Consolidated National Bank and of a number of Dubuque corporations. He was a member of the Dubuque Chamber of Commerce, and a Regent of Columbia College. In 1923 he was honored by King Albert of Belgium, who conferred upon him Knighthood, Order of the Crown.

Mr. Schrup was also active in local organizations. He belonged to the Dubuque Golf Club, the Elks, and the Knights of Columbus.

Although for several years Mr. Schrup had not been in his customary good health, his last illness was only of ten days' duration. All members of his family were present at his bedside when he died, and he was comforted by the last rites of the Catholic church, of which he was a life-long member. He died at 9:00 p. m. on Monday, November 24, 1924. He is survived by his wife and the children, and his grand daughter, Eleanor Mary.

Senator Schrup had a great influence in the good management of public and private business affairs. He was never willing to sacrifice a principle in order to gain a place, and as time goes on he will always be referred to as one of the outstanding figures of his part of the state. With him Iowa loses a notable figure in her list of worthy citizens.

Now, Therefore, Be It Resolved By the Senate of the Forty-first General Assembly of Iowa, that the Senate take this occasion to express its high appreciation of his lofty character and faithful public service, and adopt this memorial in the name of the public of Iowa as a tribute to his name and memory.

Be It Further Resolved, That a copy of these resolutions appear in the Journal of the Senate, and that the secretary be directed to send an engrossed copy thereof to his family.

B. J. HORCHEM
W. G. HASKELL
H. C. WHITE

Committee.

Senator Horchem spoke in part as follows:

MR. PRESIDENT and GENTLEMEN: I believe that the resolution explains better than I can tell you the qualities of Mr. Schrup.

I remember the first time I met Mr. Schrup. It was when I declared myself a candidate for county superintendent of schools. I was advised by friends to see Mr. Schrup. I remember how I entered his office and how he received me. He apparently was a hard man to get acquainted with. He let me do all the talking. After I had told him my story he said, "Now, my boy, I can see that you are not experienced in politics. May I ask you by what name you are known?" And I told him "Ben." He said, "Well, Ben, let me tell you something. Don't tell everybody everything you know. It is all right as long as you are talking to friends to tell all you have told me, but be sure you know who you are talking to. You will find after you get along a little in politics that the newspapers will say things about you that you do not like, but never pay any attention to them. Just go ahead as if nothing had happened." He then gave me a list of names and told me to tell them that Nick Schrup said that I should see them. He said, "I shall do all I can for you." This was my personal experience.

I have known hundreds of boys that have been advised by him in different ways. I personally have sent many a boy to Mr. Schrup for advice. I remember an occasion when the board of supervisors called a meeting in the rooms of the school board, we were talking about the days of real sport, and the question up before us was what had been the best day of our lives and while we were in the midst of the discussion the secretary of the board spoke out from the adjoining room and said, "I shall never forget the happiest day of my life. It was the day Mr. Nick Schrup came to me and told me I would be the next county auditor. When Mr. Schrup said that I felt so relieved, for I knew that if he had so much confidence in me I would be elected." Everyone knew that Nick Schrup could be relied upon for good sound judgment and advice.

We always heard people asking, "Did you ask Nick Schrup?" "What does Nick Schrup say?" or "Did you see Nick Schrup?"

Mr. Schrup was a devout man, he was a man of few words. Everybody in Dubuque feels that much of the success of that city is due to the industry and good sound business sense of Nick Schrup. He aided and helped to mould the destiny of that city.

The resolution was unanimously adopted by a rising vote.

WARREN GARST

MR. PRESIDENT: Your committee which was appointed to report resolutions commemorating the life, character, and services of the late Warren Garst, beg leave to submit the following report and move its adoption:

Warren Garst was born in Dayton, Ohio, December 4, 1850, and died in Des Moines, Iowa, October 5, 1924. His parents were Michael and Maria Lawrie (Morrison) Garst. He was with them in their removal to

Charleston, Illinois, in 1858; to Champaign, Illinois, in 1860; and to Boone (then called Montana), Iowa, in 1866.

Warren attended public school up to about this time, but had commenced work as a farm hand. He also assisted his brother, Edward, in the grocery business in Boone for a year or two, was a salesman in Chicago for a time, also was a brakeman on the Chicago & Northwestern Railway; but in 1876 he formed a partnership with his brother, Edward, in the mercantile business at Coon Rapids, his brother having located there five years previously. The business was very successful and eventually they extended their interests to farming and banking.

Warren was elected Senator in 1893 and was twice re-elected, serving inclusively from the Twenty-fifth to the Thirty-first general assemblies. He was chairman of the Appropriations Committee of the Senate in the last five assemblies of which he was a member, was identified with the progressive element of his party and of the assembly, and had a prominent part in the legislation of that period. He was elected lieutenant governor in 1906, presided over the Senate during the Thirty-second General Assembly, and when Albert B. Cummins resigned November 24, 1908, because of being elected United States Senator, Mr. Garst became Governor, and served until the inauguration of B. F. Carroll, January 14, 1909.

After that, besides looking after his properties, he lived mostly a retired life, removing to Des Moines. Although deprived of the opportunities of obtaining a good education in his youth, he came to be a cultured and well-read man. He was president of the Pioneer Lawmakers' Association at the time of his death, and also was president of the Iowa Branch of the League of Nations Non-partisan Association.

Whereas, his record as a man, a legislator, a public official and a citizen has been of the highest character; therefore

Be It Resolved, That the Senate take this occasion to express its high appreciation of his lofty character and faithful public service, and adopt this memorial in the name of the people of Iowa as a tribute to his name and memory;

Also, Be It Further Resolved, That these resolutions be spread upon the records of the Senate and that an engrossed copy thereof be sent to the family of the deceased.

GEO. B. PERKINS

W. J. GOODWIN

J. D. BUSER

Committee.

WARREN GARST

Tribute by Ex-Senator A. B. Funk.

Warren Garst was born at Dayton, Ohio, December 4, 1850, and died at Des Moines, October 5, 1924. He came of sturdy, Dutch-Irish stock, which made his family a compelling force in his generation. One brother became distinguished as an Admiral in the United States Navy; another won fame and fortune in the New England medical field; another ably served, and ultimately sacrificed his life, in Chinese missionary work,

while a fourth was for nearly fifty years associated with him in successful mercantile enterprise. And so, much was expected and required of this man, which achievement has abundantly justified.

Settling in business at Coon Rapids in the early seventies, when Carroll county was largely in a state of nature and the hamlet of his choice little more than a dream of future importance, Mr. Garst contributed substantially to local development and welfare before he entered this body in 1895.

High courage, sound judgment and unfailing devotion are always factors of great value in legislative service. Thus equipped, the new senator from Carroll rapidly became influential at a time when measures of unusual importance were developing. During his eight senatorial sessions he made substantial contribution to the adjustment of corporation relationship, and to the development of administrative, educational, charitable and political systems. In legislative controversy, occasioned by such issues as the Board of Control, Board of Education, the Revision of the Code of 1897, the Mule Law, Collateral Inheritance and other new taxation controversy, Garst was always where the contest waxed the warmest, and in victory no legislator was more modest or unassuming. While always ready for a fray when the occasion required, he was affable and courteous to the limit of temperamental consistency.

In his changed relation with this body, when he passed from his seat on the floor to the chair of presiding officer as Lieutenant Governor, he consistently continued his record of usefulness, and his brief service as Chief Executive when Governor Cummins resigned to enter the United States Senate justified with a career of public distinction.

In 1913 Governor Garst was drafted to install the Workmen's Compensation Service, his latest but by no means least important contribution to the public welfare.

Warren Garst was for many years an outstanding figure in the larger affairs of his state. He was prominent among Iowa public men of his generation as one who faithfully exemplified high character, good citizenship and marked efficiency in a long career of public service. An exceedingly interesting personality increased his usefulness and gave him executive acquaintance and abundant friendship.

Senator Buser spoke in part as follows:

MR. PRESIDENT, and SENATORS: I had not expected to say a word in memory of any of the deceased senators which were the occasion of this memorial service this evening, but it so happens that I am the only member present of the committee who was appointed to bring in the memorial resolution for Senator Garst.

I had not the pleasure of a personal acquaintance of Senator Garst, therefore I am in a difficult situation when I undertake to eulogize the life and character of Senator Garst. However, Mr. President, I do feel that his life as a public character in Iowa for a number of years, regardless of the fact that I did not know him personally, was such that I admire the man as one of the most outstanding characters of public life we ever had in Iowa.

I am sure that if I had had the pleasure of a personal acquaintance with the senator I would have found many lovable characteristics in his life.

The resolution was unanimously adopted by a rising vote.

MERRITT W. HARMON

MR. PRESIDENT: Your committee which was appointed to report resolutions commemorating the life, character, and services of the late Merritt W. Harmon, begs leave to submit the following report, and moves its adoption:

Merritt W. Harmon was born June 25, 1844, in Seneca county, Ohio, and died at the home of his son, Ray Harmon, in the city of Des Moines, August 14, 1924. His parents were Merritt, Sr., and Minerva (Walker) Harmon.

He was the third in a family of five children. His father was a Presbyterian minister and preached until he attained the age of 94 years. The family moved to Lansing, Michigan, in 1848, when Mr. Harmon was four years of age. There he attended school and later continued his education in Dubuque county, Iowa. Still later he became a student in Lenox College at Hopkinton, Iowa. He was one of the first students of that college, spending two years there until 1862. There he enlisted for service in the Civil War; so many of the students enlisting that it was necessary to close the school temporarily. He was 21 years of age at that time, and soon became sergeant of Company K of the Twenty-first Iowa Infantry. He lacked but two days of serving three years, and although in the thickest of the fight and exposed to all kinds of dangers and hardships, he was never wounded or confined to the hospital by illness. He participated in the siege of Vicksburg in 1863, and in the siege of Mobile in 1864-5.

He was mustered out at Baton Rouge, La., July 15, 1865, and returned to his home state with a most creditable record.

Soon afterward he went to the South to enter the employ of the Mobile & Ohio Railroad Company, spending one year in Mobile, Ala. His parents had moved to Cascade in 1856, and to Hopkinton later where the father, who was a veteran of the War of 1812, passed away in 1892, and the Mother in 1895.

Mr. Harmon came to Buchanan county in 1866, and for two years taught school in the county. He then became deputy postmaster of Independence in 1868, and served for two years. He was admitted to the bar in November, 1869. He built up a large practice, and an enviable reputation as an attorney. Mr. Harmon was the oldest member of the Buchanan County Bar at the time of his death. Naturally, a man of Mr. Harmon's character would be called upon to serve his fellow citizens. He was honored by election to the State Senate of Iowa by his district in 1875, and served in that capacity in the Sixteenth, Seventeenth, Eighteenth, Nineteenth, Twenty-fourth and Twenty-fifth General Assemblies. He was a member of the Ways and Means Committee for eight years, when Governor Larrabee was its Chairman. He was a member of the

school board for ten years, and a member of the public library board for forty-five years. He had been Vice-President of the First National Bank of Independence, Iowa since 1914, and a director since 1907, and for many years was referee in bankruptcy for Buchanan and Delaware counties.

Mr. Harmon was united in marriage to Miss Maria Carter December 24, 1872, with whom he lived in happy companionship until her death. To them were born two children, Ray C. of Des Moines, and Miss Jessamine of Independence. He was prominent in the G. A. R., of which he had been one of the early members, and his meetings with the old comrades being happy occasions in his later life. He was a member for nearly fifty-six years. He was a member of Independence Lodge No. 87, A. F. and A. M. and was Worshipful Master of the lodge in the years of 1872, 1873 and 1874.

Mr. Harmon was a long time member of the First Presbyterian Church of Independence. He was ever an earnest, conscientious Christian gentleman, who endeavored to live up to the teachings of his church in every thought and deed.

The death of Mr. Harmon, who was one of the oldest practicing attorneys in the state is mourned by Buchanan county people as well as by friends all over the northeastern part of the state. Plain and unassuming, he sought to keep out of rather than in the limelight, but by always doing his full share in any movement for the common good he won the respect of all. Senator Harmon always put principle before ambition.

Whereas, his record as a man, a legislator, and citizen has been of the highest character; therefore

Be It Resolved, That the Senate take this occasion to express its high appreciation of the splendid character and honest public service, and adopt this memorial in the name of the people of the State of Iowa as a tribute to his name and memory.

Also, Be It Further Resolved, That this resolution be spread upon the record of the Senate and that the same be engrossed and copies thereof sent to his son Ray Harmon of Des Moines, Iowa, and to his daughter Miss Jessamine Harmon of Independence, Iowa.

GEO. F. SLEMMONS

W. E. MCLELAND

I. N. SNOOK

Committee.

Senator Slemmons spoke in part as follows:

MR. PRESIDENT, and SENATORS, it certainly affords me great pleasure to make a few remarks in this memorial for Senator Harmon. It was my privilege to have had the acquaintance of Senator Harmon since I can remember. It was also my privilege to attend the same college and associate with those who were his friends since early life. In that way I came to know him perhaps better than many. From this intimate knowledge and association I came to respect, honor and love him more and more as the years went by.

Senator Harmon was a man who always put principle before ambition. No one knows how many litigations have been affected by his strong personality. He was a quiet unassuming man with a pleasant

smile. I have seen him sit in cases of arbitration, listen carefully and then quietly make suggestions which would iron out the difficulties, and win everybody's respect and confidence, and make stronger his friendship with all.

I have seen him enjoying social life, in which he joined in all the fun, always ready with his wit and humor.

The State of Iowa in his demise has lost a true, loyal and upright citizen. Anyone having associated with Senator Harmon in life would be influenced thereby in becoming better in life.

Mr. J. H. Mills spoke as follows:

MR. PRESIDENT, and SENATORS, I can assure you, Senators, that it is not of my motion that I am addressing you here tonight. I was asked by Senator Slemmons if I would add some words on this memorial service and I told him I had never yet refused to talk where a soldier of the United States was concerned.

Comrade Harmon enlisted in Company K, Twenty-first Iowa on July 28th, 1862, as a private. He was made fifth sergeant in 1863 and promoted to fourth sergeant in 1864. Was mustered out at Baton Rouge in 1865. Comrade Harmon left home, friends, and all he held dear in defense of Old Glory. He was assisted in this great struggle by 2,900,000 as brave men as ever marched on a field of battle. He had 78,000 Iowa comrades, 2,900 in Iowa belonging to the G. A. R., 3,000 in Iowa besides, making a total in Iowa of 6,000 in round numbers who are left to tell the story; and out of the 2,900,000 called by the immortal Lincoln to defend Old Glory, there are but 133,000 left. They found the country in bad condition, the entire wealth being about \$16,000,000,000, with the grand old U. S. A. borrowing money for which they were paying 12 per cent interest. The south in armed rebellion, the north badly divided, making a dark outlook for the boys in blue; but Merritt Harmon and his comrades never hesitated or wavered in their support of the Union, ever remembering President Washington's farewell address admonishing the people to watch over the preservation of the Union with a zealous eye and indignantly frown on any attempt to alienate any portion of it from the rest.

Merritt Harmon and his comrades 2,900,000 strong marched to the front with a firm resolve to die rather than see Old Glory trail in the dust, they faced shot and shell on the battle field, starvation in prison pens, yet they would yield to nothing but unconditional surrender, which surrender came in the spring of 1865, when Merritt Harmon and his comrades were mustered out of the U. S. service with Old Glory floating in the breezes from every corner of the U. S., not a star gone, and honored by the nations of the earth as she never had been before. By this unfaltering devotion to the Union, we have a country today that is the admiration of the world and with a wealth of \$350,000,000,000.

MR. PRESIDENT, and SENATORS, I must close, but I say to you that the brave deeds of Merritt Harmon and his comrades will live on through the ceaseless ages of eternity.

The resolution was unanimously adopted by a rising vote.

MASTER ARTHUR WADSWORTH

MR. PRESIDENT: Your committee which was appointed to report resolutions commemorating the life, character, and services of the late Master Arthur Wadsworth, begs leave to submit the following report and moves its adoption:

Arthur Wadsworth, son of Mr. and Mrs. James Wadsworth, was born at Grinnell, Iowa, August 10, 1910, and departed this life November 5, 1924, at his late home at Grinnell, Iowa, in the fifteenth year of his life.

He lived all of his life at Grinnell surrounded by all of the beautiful scenes of his childhood, where he proved so well, during his brief pilgrimage on earth, the saying, "Life is measured by deeds, not years", and according to this standard he had lived more fully of life than many who have passed the "three score and ten".

In his school work he was a bright, apt and diligent student and by his untiring industry he excelled as a student and was loved alike by schoolmates and teachers because of his clean, noble and manly character.

He was a leader in all the childish sports of the playground and for pre-eminence on the athletic fields he was the idol of his schoolmates and the admiration of all the citizens of his own and many distant cities, yet through it all he was unspoiled.

He came to the Fortieth session of the Iowa Senate as page and served through the extra session of the Senate of the Fortieth General Assembly as page to the then Lieutenant Governor, Hammill.

By reason of his alertness, brilliant talents, happy disposition and even temperament and a lofty ambition to serve faithfully, he at once attracted the attention and commanded the admiration and respect of every senator, officer and employee and, in due season, loved and was loved by all who knew him. His list of friends was not limited to the Senate chamber alone, for he was known, honored, respected and loved by nearly all of the members of the House and the officers and the employees of the State House, whom he always greeted with a sunny smile and a cheery good word.

He was loyal to his friends, yet possessed that rare ability to faithfully discharge the duties of the office of page under trying circumstances with impartiality.

He was honest, honorable and upright in all of his relations with those with whom he came in contact and, above all, true to himself, living the lines, "To thine own self be true, And it shall follow as the night the day; Thou canst not then be false to any man".

He was the "Child of the Senate" and never did natural parent love more his natural child than did the Iowa Senate love "Our Own Little Arthur", for by his kindness and desire to serve he had enshrined himself in our hearts and he shall dwell there until the last member shall pass into that great beyond. When the sad news of his untimely demise was flashed over the wires and read in the public press, strong men, matron and maiden alike who knew "Our Little Arthur" all over Iowa, on farm, in village, and hamlet, in office and shop in the busy marts of our great cities, stood dumbfounded and grief-stricken while our great sorrow welled from our eyes and the tears of sympathy and love trickled

down virtuous cheeks over the loss of one we knew and loved so well in life.

How well might we, who have grown to maturity, who have seen every side of mankind, profit by emulating the clean, open, frank, candid and unsophisticated life and noble character of this beautiful child so free from all of the elements of envy, jealousy, hatred, and revenge that so often destroy the best in man and see in him the kindness, toleration and desire to serve others and, above all, to profit by his noble and lofty ambition to form, cultivate and possess that greatest of all life's assets, "noble, worthy and constant friends", and a desire always to say and appreciate the lines:

"I'd like to be the sort of friend that you have been to me,
I'd like to be the help that you've been always glad to be,
I'd like to mean as much to you each minute of the day,
As you have meant, old friend of mine, to me along the way.

"And that's why I am wishing now that I could but repay,
A portion of the gladness that you've strewn along my way,
And could I have but just one wish this only would it be,
I'd like to be the sort of friend that you have been to me."

This was one of his many noble ambitions and one of the many prizes sought in his young life: the desire to serve and to gain friends, honorably, and as we emulate this virtue may we ever cherish in our hearts and keep green in our memories, the great privilege that was ours to know such an inspiring young life and character, by whose gentle influence we were so often led, unconsciously, upward and onward to a nobler service to humanity.

On the 5th of November, 1924, "just in the happiest, sunniest hour of all the voyage, when eager winds were kissing every sail", he was called from his loved ones and from his legion of friends from all parts of Iowa, into the land of eternal bliss, there to sleep in the bosom of his Father until the morning of that great day to be awakened by the Divine touch of love.

His great purpose and mission in life was to serve others, to make this world better for his having lived in it, and this service he rendered in large measure, and how fitting the words:

"Large was his bounty and his soul sincere,
Heaven did a recompense as largely send,
He gave to misery, 'twas all he had—a tear,
He gained from Heaven, 'twas all he asked, a Friend."

And when we shall have passed through the "Valley of the Shadow" and our feet shall press the cold waves of Jordan and we shall have touched the farther shore, we are sure that we shall be greeted by the warm clasp of the hand and the welcoming smile of "Our own loved and loving 'Little Arthur Wadsworth' ". Until then may his ashes rest in peace.

T. C. CESSNA
D. W. KIMBERLY
WM. J. GOODWIN

Committee.

Senator Cessna spoke in part as follows:

MR. PRESIDENT, and SENATORS, it was my good fortune to know this young lad from the time he was a child. At that time his father was the blacksmith in our town and I lived on a farm near where his father had the shop.

As he grew up he was more or less a favorite among his playmates and among the grown people, too. In the college, as well as the high school, he was taken frequently by the grown people all over the state to football games and he became very much interested in athletics and was quite an athlete for his size.

Two years ago this fall there was a salesman in town that took quite an interest in the boy and he brought him up to the State Fair. He had an exhibit on the fair grounds. During the week he said, "I want you to take me over to the Capitol." So, one day he brought him over to the Capitol, and he said, "I want to go into the rooms where the legislature meets." He took him into this room and also into the House Chamber and Arthur said, "I see in the paper that they have pages. What do they do?" The man explained it to him and he said, "I wish I could get one of those jobs."

This man told me about the remarks he had made and I went to the superintendent of our schools and asked him what he thought of it, if it would be good policy for this boy to get a job as page in the Iowa Senate, or whether it would be better for him to stay in school. He said, "Charlie, I think it would do him more good than school, as he is well ahead in his studies now." So, at the caucus meeting on Friday I met Governor Hammill down in the Savery and asked him about it. I said, "I am sure he would make a good page and that you would be pleased with his work." The governor did not hesitate. He said, "All right, I am appointing him right now. Tell him to be at the Capitol Monday morning." That is the way Arthur Wadsworth came to be a page in the Senate.

The senators who served here in the Fortieth and Fortieth Extra, the desk force, and committee clerks came to know and love this boy as much or more than any page that I know of that has been in the Senate.

Prior to his death last fall he had a very slight cold. On election day he was around the town, at the different polls and apparently not sick. I met him on the street the day following election, the fifth of November. He went to school that day, played basket ball and took a shower before he went home.

He went to bed about 8:30. His mother told me that before he was undressed he called to her that he could not breathe. She went up stairs and found him in a critical condition. His father ran for the doctor, but before the doctor arrived, ten minutes later, Arthur had passed away.

The resolution was unanimously adopted by a rising vote.

HISTORY OF SENATE BILLS IN SENATE

SENATE FILES PASSED AND APPROVED

1, 3, 4, 5, 6, 7, 12, 13, 15, 16, 21, 22, 23, 26, 29, 30, 32, 35, 38, 41, 44, 48, 49, 50, 56, 62, 64, 70, 76, 78, 80, 81, 82, 83, 84, 85, 87, 89, 91, 94, 99, 101, 102, 104, 108, 113, 114, 115, 117, 118, 120, 122, 131, 132, 134, 137, 138, 141, 144, 146, 149, 152, 153, 157, 159, 160, 161, 162, 164, 169, 173, 175, 176, 177, 180, 186, 190, 191, 193, 199, 206, 207, 208, 216, 217, 218, 231, 239, 241, 243, 244, 246, 247, 248, 249, 269, 270, 271, 272, 275, 277, 280, 289, 290, 291, 292, 295, 296, 297, 298, 299, 307,, 309, 312, 315, 316, 318, 319, 320, 325, 326, 328, 329, 330. S. J. R. 1, 2, 3.

RECORD OF EACH BILL

S. F.	Page	S. F.	Page
1 By Stoddard. Traveling expenses of superintendent of public instruction and deputy.		Report adopted	505
Introduced	11	Returned to Senate.....	529
Passed; ayes 48, nays 0.....	12	Correctly enrolled	574
Received back	58	Signed by President.....	583
Correctly enrolled	112	Sent to Governor.....	586
Signed by President.....	114	Approved by Governor.....	629
Sent to Governor.....	114		
Approved by Governor.....	125	5 By Gilchrist. Time when secretary and treasurer of school districts shall qualify.	
2 By Committee on Appropriations. State appropriation bill as prepared by the Director of the Budget.		Introduced	60
Introduced, referred	127	Referred	108
3 By Brookhart. Priority of claims in receiverships of banks.		Recommended amendment and passage	204
Introduced	60	Made special order	211
Referred	108	Amendment adopted	219
Recommended amendment and passage	212	Action deferred	219
Amendment adopted	225	Amended, passed; ayes 43, nays 0	223
Made special order	225	Received back	393
Passed; ayes 43, nays 1.....	266	Concurred	417
Motion to reconsider.....	270	Correctly enrolled	433
Motion to reconsider withdrawn	281	Signed by President.....	442
Received back	1006	Sent to Governor.....	442
Concurred	1007	Approved by Governor.....	475
Correctly enrolled	1095		
Signed by President.....	1120	6 By Shane. Powers of the board of water works trustees.	
Sent to Governor.....	1120	Introduced, referred	95
Approved by Governor.....	1180	Recommended amendment and passage	189
4 By Fulton. Property bequeathed to public charities exempted from inheritance tax.		Committee amendment adopted.	194
Introduced	60	Passed; ayes 45, nays 0.....	194
Referred	108	Received back	453
Recommended amendment and passage	176	Concurred	466
Amendments adopted	186	Correctly enrolled	505
Passed; ayes 41, nays 0.....	187	Signed by President.....	505
Amended, passed; ayes 93, nays 0	301	Sent to Governor.....	508
Received back	322	Approved by the Governor.....	545
Concurred	367		
Received back	419	7 By Cessna. Bonded warehouses for agricultural products.	
Conference committee	420	Introduced, referred	95
Conference report.....	504	Recommended amendment and passage	284
		Amendments adopted	335
		Amended, passed; ayes 46, nays 0	335
		Received back	528
		Correctly enrolled	574
		Signed by President.....	583
		Sent to Governor.....	586
		Approved by Governor.....	629

S. F.	Page	S. F.	Page
8 By Campbell. Workmen's compensation — permanent partial disability.		16 By Goodwin. Ownership, purchase, maintenance and operation of municipal waterworks in cities of 100,000 inhabitants or more.	
Introduced, referred.....	96	Introduced, referred.....	110
Ordered from committee.....	246	Recommended amendment and passage.....	189
Rereferred.....	250	Amendment adopted.....	197
Recommended indefinite postponement.....	356	Amended, passed; ayes 42, nays 0	197
Minority recommended passage.	356	Received back.....	423
9 By Brookhart. Interest on deposit of public funds—one-half of one per cent reduction.		Concurred.....	460
Introduced, referred.....	96	Correctly enrolled.....	505
Withdrawn.....	748	Signed by President.....	505
10 By Romkey. Transportation lines—equalization of rates of longer and shorter mileage to same point.		Sent to Governor.....	508
Introduced, referred.....	109	Approved by Governor.....	545
Recommended passage.....	680	17 By Bowman. Bank depositors' guarantee fund.	
Withdrawn.....	782	Introduced, referred.....	110
11 By Brookins. Municipal hospitals—method of abandonment.		Recommended indefinite postponement.....	300
Introduced, referred.....	109	Report rejected.....	300
In Senate sifting committee.		Amendments filed.....	369
12 By Romkey. Unlawful manufacture, possession and sale of intoxicating liquors.		Made special order.....	629
Introduced, referred.....	109	Amendments adopted.....	682
Recommended passage.....	213	Amended, failed to pass; ayes 15, nays 35.....	684
Passed; ayes 42, nays 0.....	235	18 By Fulton. Eliminating standing committee on retrenchment and reform.	
Received back.....	528	Introduced, referred.....	110
Concurred.....	542	Returned bill without recommendation.....	245
Correctly enrolled.....	574	Passed; ayes 27, nays 19.....	286
Signed by President.....	583	19 By Johnston. Demands against estates and order of payment thereof.	
Sent to Governor.....	586	Introduced, referred.....	121
Approved by Governor.....	629	Recommended indefinite postponement.....	288
13 By Baird. Waterworks—extension of mains and special assessments therefor.		Indefinitely postponed.....	291
Introduced, referred.....	110	20 By Gunderson. Closed season for game birds and animals.	
Recommended amendment and passage.....	238	Introduced, referred to fish and game.....	122
Amendments adopted.....	254	Withdrawn.....	327
Amended, passed; ayes 43, nays 0	255	21 By Gilchrist. Voting machines—placement of levers.	
Received back.....	705	Introduced, referred.....	122
Concurred.....	809	Recommended amendment and passage.....	386
Correctly enrolled.....	824	Amendment adopted.....	416
Signed by President.....	832	Passed; ayes 42, nays 0.....	416
Sent to Governor.....	833	Received back.....	719
Approved by Governor.....	890	Correctly enrolled.....	760
14 By Goodwin. Removal of snow, ice and accumulations from sidewalks and assessments therefor.		Signed by President.....	784
Introduced, referred.....	110	Sent to Governor.....	807
In Senate sifting committee.		Approved by Governor.....	866
15 By Goodwin. Construction, reconstruction and repairing of sewers and methods of payments therefor.		22 By Gilchrist. Fur-bearing animals and trapping regulations.	
Introduced, referred.....	110	Introduced, referred.....	122
Recommended amendment and passage.....	165	Recommended passage.....	274
Amendment adopted.....	172	Amended, action deferred.....	317
Passed; ayes 45, nays 0.....	172	Amendment reconsidered.....	324
Received back.....	258	Passed; ayes 43, nays 0.....	325
Correctly enrolled.....	273	Received back.....	508
Signed by President.....	275	Correctly enrolled.....	536
Sent to Governor.....	281	Signed by President.....	542
Approved by Governor.....	284	Sent to Governor.....	559
		Approved by Governor.....	592

S. F.	Page	S. F.	Page
23 By Brookins. Transferring from Board of Control to to Board of Parole, parole power relating to women's reformatory.		Concurred	1032
Introduced, referred.....	122	Correctly enrolled.....	1095
Recommended passage.....	388	Signed by President.....	1120
Amended, passed; ayes 40, nays 2	490	Sent to Governor.....	1120
Received back.....	754	Approved by Governor.....	1180
Correctly enrolled.....	807		
Signed by President.....	807	30 By Gilchrist. Employers' liability and workmen's compensation.	
Sent to Governor.....	807	Introduced, referred.....	127
Approved by Governor.....	866	Ordered from committee.....	246
		Rereferred to labor.....	250
24 By Ellis. Washing facilities for employees of coal mines.		Returned without recommendations	355
Introduced, referred.....	122	Amended, deferred.....	436
Withdrawn	441	Made special order.....	439
		Amended, passed; ayes 36, nays 11	439
25 By Stoddard. Creating a board of architectural examiners.		Received back.....	1096
Introduced, referred.....	123	Correctly enrolled.....	1120
Recommended amendment and passage	259	Signed by President.....	1120
Amendment adopted.....	294	Sent to Governor.....	1140
Amended, passed; ayes 26, nays 9	295	Approved by Governor.....	1181
26 By White. Creating a commission for the blind—appropriation for same.		31 By Goodwin. Inheritance tax exemptions.	
Introduced, referred.....	123	Introduced, referred.....	142
Withdrawn from committee, re-referred	209	Withdrawn	187
Recommended amendment and passage	521		
Referred to appropriations.....	522	32 By Goodwin. Appropriation to defray expenses of inaugural ceremonies.	
Recommended passage.....	584	Introduced, referred.....	142
Amendments adopted.....	847	Recommended passage.....	175
Amended, passed; ayes 41, nays 0	849	Passed; ayes 43, nays 0.....	186
Received back.....	970	Received back.....	315
Correctly enrolled.....	979	Correctly enrolled.....	321
Signed by President.....	979	Signed by the President.....	340
Sent to Governor.....	979	Sent to the Governor.....	340
Approved by Governor.....	1122	Approved by Governor.....	344
27 By White. Prohibiting a person from holding two public offices in the state with salary for each.		33 By Buser. Standard requirements for gasoline.	
Introduced, referred.....	123	Introduced, referred.....	142
Recommended indefinite postponement	176	Recommended re-referring.....	152
Report rejected.....	177	Referred	152
Amendment filed.....	267	To Senate sitting committee.	
Amended, failed to pass; ayes 12, nays 35.....	632		
		34 By Brookhart. Interest.	
28 By White. Closed season for fox.		Introduced, referred.....	142
Introduced, referred.....	123	Recommended indefinite postponement	169
Recommended amendment and passage	233		
Amendments adopted.....	246	35 By Gunderson. Appropriation—drainage assessments in connection with Rice Lake.	
Amended, passed; ayes 26, nays 4	247	Introduced, referred.....	142
		Recommended passage.....	176
29 By Romkey. Prima facie evidence of violation of liquor laws.		Passed; ayes 44, nays 0.....	196
Introduced, referred.....	126	Received back.....	297
Recommended amendment and passage	329	Correctly enrolled.....	298
Made special order.....	331	Signed by President.....	315
Amendments adopted.....	352	Sent to Governor.....	318
Amended, passed; ayes 46, nays 0	353	Approved by Governor.....	320
Received back.....	1006		
		36 By Stoddard. Levee and drainage districts—settling basins.	
		Introduced, referred.....	142
		Withdrawn	237
		37 By Rigby. Labeling of agricultural seeds.	
		Introduced, referred.....	145
		Recommended amendment and passage	405
		Amendments adopted.....	429
		Amended, passed; ayes 35, nays 9	430

S. F.	Page	S. F.	Page
38 By Brookhart. Collection of assessment against stockholders of banks.		Correctly enrolled.....	824
Introduced, referred.....	145	Signed by President.....	832
Recommended passage.....	214	Sent to Governor.....	833
Amended.....	225	Approved by Governor.....	890
Amended, passed; ayes 28, nays 9	227		
Received back.....	453	45 By Goodwin. Compensation for publishing laws effective upon publication.	
Concurred.....	466	Introduced, referred.....	149
Correctly enrolled.....	505	Recommended passage.....	165
Signed by President.....	505	Passed; ayes 32, nays 0.....	177
Sent to Governor.....	508		
Approved by Governor.....	545	46 By Committee on Code Revision. Redemption from execution sale.	
39 By Bergman. Gasoline—license fee—fixing standard for.		Introduced.....	150
Introduced, referred.....	140	Action deferred.....	161
Recommended amendment and passage.....	405	Passed; ayes 40, nays 9.....	173
Made special order.....	476		
Referred to special committee..	564	47 By Committee on Code Revision. Taxation of sheep and swine.	
Special committee recommended substitute bill.....	645	Introduced.....	150
Minority committee report filed.	647	Passed; ayes 47, nays 0.....	161
Substitute for minority report offered.....	696		
Action deferred.....	702	48 By Committee on Code Revision. Support of the poor.	
Substitute for minority report rejected.....	757	Introduced.....	150
Minority report.....	758	Passed; ayes 45, nays 0.....	162
See Senate File No. 312.....	758	Received back.....	192
		Correctly enrolled.....	207
40 By Dean. Deposit of public funds.		Signed by President.....	210
Introduced, referred.....	148	Sent to Governor.....	209
Withdrawn from committee....	547	Approved by Governor.....	226
Withdrawn.....	784		
41 By Stoddard. Marketing in cities and towns—charges for space in markets.		49 By Committee on Code Revision. Crime of rape—punishment for.	
Introduced, referred.....	149	Introduced.....	150
Recommended amendment and passage.....	188	Action deferred.....	163
Amendment adopted.....	195	Action deferred.....	173
Passed; ayes 44, nays 0.....	196	Amendment adopted.....	198
Received back.....	258	Passed; ayes 46, nays 0.....	210
Correctly enrolled.....	273	Received back in Senate.....	631
Signed by President.....	275	Failed to concur in House amendments.....	780
Sent to Governor.....	281	Conference committee.....	882
Approved by Governor.....	284	Conference report.....	932
		Report adopted.....	965
42 By Brookhart. Assessment of railways.		Received back.....	1004
Introduced, referred.....	149	Correctly enrolled.....	1065
Recommended indefinite postponement.....	264	Signed by President.....	1090
Report rejected.....	264	Sent to Governor.....	1091
Re-referred.....	285	Approved by Governor.....	1122
Amendment filed.....	671		
Amended, failed to pass; ayes 14, nays 19.....	719	50 By Romkey. Attorney fees and commission in liquor nuisance and bootlegger injunction proceedings.	
43 By Bowman. Admission to bar.		Introduced, referred.....	156
Introduced, referred.....	149	Recommended passage.....	213
Returned without recommendations.....	258	Amended, passed; ayes 36, nays 2	233
Passed; ayes 37, nays 7.....	294	Received back.....	1033
		Concurred in House amendments.....	1076
44 By Cavanaugh. Assessment of corporation stock.		Correctly enrolled.....	1120
Introduced, referred to corporations.....	149	Signed by President.....	1120
Recommended passage.....	228	Sent to Governor.....	1140
Passed; ayes 41, nays 0.....	235	Approved by Governor.....	1181
Received back.....	719		
Concurred.....	807	51 By Romkey. Limitations relative to certain actions—personal injury.	
		Introduced, referred.....	156
		Returned without recommendations.....	386
		Failed to pass; ayes 19, nays 25.	477

S. F.	Page
52 By Romkey. Challenge of jurors for cause.	
Introduced, referred.....	156
Recommended passage.....	228
Deferred.....	236
Amendment filed.....	262
Amended, deferred.....	316
Failed to pass; ayes 12, nays 31.	332
53 By Dean. Liens upon motor vehicles.	
Introduced, referred.....	156
Recommended indefinite postponement.....	341
Report rejected.....	775
Withdrawn.....	858
54 By Buser. Express companies defined; occupation tax.	
Introduced, referred.....	156
Withdrawn from committee.....	526
Amended, failed to pass; ayes 11, nays 33.....	744
55 By Campbell. Sleeping berths on live stock trains.	
Introduced, referred.....	157
Withdrawn from committee.....	424
Amended, passed; ayes 47, nays 0	837
56 By Fulton. Organization, operation and supervision of credit unions—their powers.	
Introduced, referred.....	157
Recommended passage.....	387
Amended, passed; ayes 42, nays 0	479
Received back.....	970
Correctly enrolled.....	979
Signed by President.....	979
Sent to Governor.....	979
Approved by Governor.....	1122
57 By Dean. Rights of parties to actions on obligations secured by mortgages or deeds of trust.	
Introduced, referred.....	157
Recommended passage.....	189
Rereferred.....	215
Recommended amendment and passage.....	737
Committee amendments.....	1040
Amended, passed; ayes 38, nays 3.....	1040
58 By Cessna. Abolishing board of parole and transferring duties to board of control.	
Introduced, referred.....	157
Returned without recommendations.....	387
59 By Dean. Giving veterinarians a lien on stock for material and services rendered.	
Introduced, referred.....	158
Recommended amendment and passage.....	675
60 By Shane. R. T. Rhys.	
Introduced, referred.....	166
Withdrawn.....	460
61 By Gunderson. Primary elections—repealing the 35% clause.	
Introduced, referred.....	167
Recommended passage.....	386

S. F.	Page
Made special order.....	481
Amendments filed.....	481
Passed; ayes 28, nays 22.....	511
62 By Bergman. County and district fairs.	
Introduced, referred.....	167
Recommended passage.....	245
Passed; ayes 44, nays 0.....	286
Received back.....	509
Correctly enrolled.....	536
Signed by President.....	542
Sent to Governor.....	559
Approved by Governor.....	592
63 By Slemmons. Licensing and regulation of motor vehicles — permanent license plates.	
Introduced, referred.....	167
Recommended passage.....	298
Made special order.....	360
Failed to pass; ayes 24, nays 21.	437
Motion to reconsider.....	444
Made special order.....	493
Reconsideration prevailed.....	540
Amended, failed to pass; ayes 21, nays 29.....	541
64 By Dean. Town of Primaghar.	
Introduced, referred.....	167
Recommended passage.....	207
Passed; ayes 42, nays 0.....	223
Received back.....	358
Concurred.....	401
Correctly enrolled.....	433
Signed by President.....	442
Sent to Governor.....	442
Approved by Governor.....	475
65 By Roberts. Primary and secondary road systems.	
Introduced, referred.....	167
Recommended amendment and passage.....	583
Amendment adopted.....	851
Passed; ayes 40, nays 5.....	851
66 By Snook. Powers of cities and towns.	
Introduced, referred.....	171
Withdrawn.....	360
67 By Cessna. Regulation and supervision of investment companies.	
Introduced, referred.....	171
To Senate sifting committee.	
68 By Buser. Occupation tax for common carriers.	
Introduced, referred.....	171
Recommended amendment and passage.....	406
Amendments filed.....	651
Amendment adopted.....	660
Amended, failed to pass; ayes 7, nays 41.....	660
69 By Ellis. Protection of certain fur-bearing animals.	
Introduced, referred.....	171
Withdrawn.....	215

S. F.	Page	S. F.	Page
70 By Romkey. Records of permits to manufacturers to obtain intoxicating liquors—record of shipments.		78 By Fackler. County aid for the blind—amount furnished recoverable from the estate of.	
Introduced, referred to suppression of intemperance.....	175	Introduced, referred.....	188
Recommended passage.....	321	Recommended amendment and passage.....	284
Amendment filed.....	327	Amendments adopted.....	334
Made special order.....	331	Amended, passed; ayes 41, nays 1	334
Amended, passed; ayes 47, nays 0.....	349	Received back.....	509
Received back.....	528	Correctly enrolled.....	536
Concurred.....	546	Signed by President.....	542
Reported enrolled.....	574	Sent to Governor.....	559
Signed by President.....	583	Approved by Governor.....	592
Sent to Governor.....	586		
Approved by Governor.....	629	79 By Bowman. Improvement of primary and county roads—bonds—legality.	
71 By Rees. Supervision and regulation of service and rates of telephone companies.		Introduced, referred.....	192
Introduced, referred.....	180	Withdrawn from committee.....	394
Recommended indefinite postponement.....	406	Made special order.....	491
Report rejected.....	775	Amended, deferred.....	516
		Amendments.....	530
72 By Goodwin. Election of hospital trustees—additional trustees.		Amended, passed; ayes 33, nays 16.....	530
Introduced, referred.....	180		
Recommended amendment and passage.....	213	80 By Kimberly. Board of control.	
Withdrawn.....	228	Introduced, referred.....	192
73 By Goodwin. Detention hospital in cities of 125,000 inhabitants or over.		Recommended passage.....	535
Introduced, referred.....	180	Passed; ayes 35, nays 0.....	725
Recommended amendment and passage.....	240	Received back.....	1096
Amendments adopted.....	252	Correctly enrolled.....	1120
Amended, passed; ayes 43, nays 0.....	253	Signed by President.....	1120
Received back in Senate.....	453	Sent to Governor.....	1140
74 By Horchem. Duties and compensation of members of city council.		Approved by Governor.....	1181
Introduced, referred.....	180		
Withdrawn.....	425	81 By Gilchrist. Bonds for costs.	
75 By Committee on Code Revision. Refusal of bank officials to make reports—fraudulent acts in transacting business of banking.		Introduced, referred.....	192
Introduced.....	180	Recommended passage.....	260
Passed; ayes 40, nays 1.....	184	Passed; ayes 31, nays 1.....	315
Received back in Senate.....	1136	Received back.....	614
76 By Committee on Code Revision. Licenses for public scales.		Correctly enrolled.....	643
Introduced.....	181	Signed by President.....	669
Passed; ayes 42, nays 0.....	185	Sent to Governor.....	691
Received back.....	344	Approved by Governor.....	705
Correctly enrolled.....	346		
Signed by President.....	359	82 By Baird. Wickham Bridge and Pipe Company.	
Sent to Governor.....	359	Introduced, referred.....	205
Approved by Governor.....	412	Recommended passage.....	239
77 By Shinn. Authorizing judges to sit together on cases of confessed first degree murder.		Passed; ayes 36, nays 0.....	254
Introduced, referred.....	183	Received back.....	412
Returned bill without recommendation.....	457	Concurred.....	419
Amendments adopted.....	471	Correctly enrolled.....	433
Failed to pass; ayes 16, nays 19.	471	Signed by President.....	442
		Sent to Governor.....	442
		Approved by Governor.....	475
		83 By Stoddard. Tax lien upon personal property in restaurants.	
		Introduced, referred.....	205
		Recommended passage.....	260
		Passed; ayes 35, nays 0.....	316
		Received back.....	631
		Correctly enrolled.....	663
		Correctly enrolled.....	766
		Signed by President.....	669
		Sent to Governor.....	691
		Approved by Governor.....	705
		84 By Committee on Code Revision. County high schools—duties of secretary and treasurer.	
		Introduced.....	206
		Amended, passed; ayes 46, nays 0	219

S. F.	Page
Received back.....	344
Correctly enrolled.....	346
Signed by President.....	359
Sent to Governor.....	359
Approved by Governor.....	412
 85 By Committee on Code Revision. Discharge of delinquent children from state institutions—also parole of.	
Introduced	206
Passed; ayes 48, nays 0.....	220
Received back.....	331
Refused to concur.....	368
Received back.....	412
Correctly enrolled.....	433
Signed by President.....	442
Sent to Governor.....	442
Approved by Governor.....	475
 86 By Committee on Code Revision. Liability for damages by fire of corporations operating railroads.	
Introduced	206
Passed; ayes 46, nays 0.....	221
 87 By Committee on Code Revision. Appropriations for state institutions available the first of each current month.	
Introduced	206
Passed; ayes 49, nays 0.....	221
Received back.....	438
Concurred	461
Correctly enrolled.....	505
Signed by President.....	505
Sent to Governor.....	508
Approved by Governor.....	545
 88 By Brookhart. To abolish board of education in its present form and set up in lieu thereof a board of three members on full time similar to board of control.	
Introduced, referred.....	206
Withdrawn from committee....	472
Amendments	603
Amendment	611
Amended, failed to pass; ayes 18, nays 30.....	639
 89 By Ramsey. Requiring county auditors to return certain old volumes of statutes to superintendent of printing.	
Introduced, referred.....	216
Recommended passage.....	435
Passed; ayes 27, nays 11.....	492
Received back.....	1073
Correctly enrolled.....	1120
Signed by President.....	1120
Sent to Governor.....	1140
Approved by Governor.....	1181
 90 By Ellis. Motor vehicles—lien on for repair parts and accessories.	
Introduced, referred.....	216
Withdrawn from committee....	602
Amendments filed.....	610
Amended, passed; ayes 30, nays 16	854

S. F.	Page
 91 By Stoddard. Drainage—settling basins.	
Introduced, referred.....	231
Recommended passage.....	435
Passed; ayes 44, nays 0.....	568
Received back.....	978
Correctly enrolled.....	1003
Signed by President.....	1008
Sent to Governor.....	1049
Approved by Governor.....	1122
 92 By Reed. To change Senate confirmation of appointments made by the Governor, to a majority.	
Introduced, referred.....	231
Recommended amendment and passage	259
Made special order.....	274
Withdrawn	327
 93 By Clark. Taxation—assessment rolls.	
Introduced, referred.....	231
Recommended passage	327
Amended, passed; ayes 35, nays 8	364
 94 By McLeland. Authorizing an annual assessment upon cemetery lots to cover expense of care.	
Introduced, referred.....	232
Recommended amendment and passage	486
Amendments adopted.....	618
Amended, passed; ayes 40, nays 5	619
Received back.....	1124
Correctly enrolled.....	1154
Signed by President.....	1180
Sent to Governor.....	1192
Approved by Governor.....	1228
 95 By Buser. Primary elections—state central committee.	
Introduced, referred.....	232
Recommended passage.....	386
Made special order.....	481
Failed to pass; ayes 23, nays 27.	514
Motion to reconsider.....	515
Reconsideration prevailed.....	601
 96 By Cavanaugh. Limitation of actions under workmen's compensation law.	
Introduced, referred.....	232
Recommended passage.....	624
Passed; ayes 33, nays 0.....	901
 97 By Cavanaugh. Limitations of actions—time, during proceeding pending before industrial commissioner or courts, not computed in limitation for workmen's compensation.	
Introduced, referred.....	232
Recommends amendment and passage	343
Amendments adopted.....	396
Passed; ayes 44, nays 0.....	396
 98 By Romkey. Powers of cities to construct sewers.	
Introduced, referred.....	233
Withdrawn	547

S. F.	Page	S. F.	Page
99 By Romkey. Making penalty for bootlegging jail and fine.		106 By Buser. State highway commission—three appointive members.	
Introduced, referred.....	243	Introduced, referred.....	244
Recommended passage.....	274	Recommended passage.....	388
Made special order.....	318	Passed; ayes 30, nays 20.....	
Amendment filed.....	327582-583, 586-589	
Amended, passed; ayes 46, nays 0.....	348	107 By Baird. Compensation to be paid councilmen in cities and towns.	
Received back.....	1033	Introduced, referred.....	245
Correctly enrolled.....	1095	Recommended passage.....	299
Signed by President.....	1120	Amended, passed; ayes 32, nays 2.....	362-363
Sent to Governor.....	1120	108 By Baird. Levying additional tax in cities of 35,000 or more for pension fund for police and firemen.	
Approved by the Governor.....	1180	Introduced, referred.....	245
100 By Johnston. False rumors about banks' financial standing.		Recommended amendment and passage.....	299
Introduced, referred.....	243	Amendments adopted.....	337
Recommended indefinite postponement.....	457	Passed; ayes 41, nays 0.....	338
Amendment filed.....	481	Received back.....	453
101 By Fulton. Permitting published notice of transfer of city funds.		Concurred.....	461
Introduced, referred.....	244	Correctly enrolled.....	505
Recommended passage.....	386	Signed by President.....	505
Passed; ayes 41, nays 0.....	398	Sent to Governor.....	508
Received back.....	536	Approved by Governor.....	545
Concurred.....	562	109 By Baird. Changing time of returning assessment rolls.	
Correctly enrolled.....	574	Introduced, referred.....	250
Signed by President.....	583	Recommended passage.....	331
Sent to Governor.....	586	Passed; ayes 43, nays 1.....	365
Approved by Governor.....	629	110 By Committee on Code Revision. Intoxicating liquors—possession presumptive evidence of intent to violate the law.	
102 By Fulton. Permitting deposit of sheriff certificate of sale with insurance department.		Introduced.....	264
Introduced, referred.....	244	Referred.....	276
Recommended amendment and passage.....	280	To Senate sifting committee.	
Amendments adopted.....	360	111 By Buser. To provide for automatic fire box doors on locomotives.	
Passed; ayes 42, nays 0.....	361	Introduced, referred.....	264
Received back.....	579	Recommended indefinite postponement.....	679
Concurred.....	581	Report rejected.....	1255
Correctly enrolled.....	592	H. F. 99 substituted.....	1256
Signed by President.....	602	112 By Reed. License fee for itinerant optometrists.	
Sent to Governor.....	613	Introduced.....	270
Approved by Governor.....	660	To Senate sifting committee.	
103 By Roberts. School treasurer.		113 By Fulton. Changing requirement for improvement bonds in which insurance companies may invest.	
Introduced, referred.....	244	Introduced, referred.....	270
Recommended indefinite postponement.....	527	Recommended passage.....	442
104 By Baird. Salary of assistant county attorney in counties of 60,000 or more.		Passed; ayes 38, nays 0.....	501
Introduced, referred.....	244	Received back.....	978
Recommended passage.....	283	Correctly enrolled.....	1003
Passed; ayes 33, nays 8.....	333	Signed by President.....	1008
Received back.....	593	Sent to Governor.....	1049
Concurred.....	638	Signed by Governor.....	1122
Correctly enrolled.....	663	114 By Buser. County treasurer's bond—statewide assessment to insure against loss of funds.	
Signed by President.....	669	Introduced, referred.....	270
Correctly enrolled.....	766		
Sent to Governor.....	691		
Approved by Governor.....	705		
105 By Campbell. Notice to mortgagees and lienholders of expiration of right of redemption from tax sale.			
Introduced, referred.....	244		
Recommended passage.....	498		
Passed; ayes 36, nays 0.....	598		

S. F.	Page	S. F.	Page
Returned without recommendation	486	Amended, passed; ayes, 40; nays, 0	325
Amended, passed; ayes 39, nays 0	594	Received back	508
Received back	1097	Concurred	563
Concurred	1113	Correctly enrolled	574
Correctly enrolled	1135	Signed by President	583
Signed by President	1136	Sent to Governor	586
Sent to Governor	1140	Approved by Governor	630
Approved by Governor	1181	121 By Campbell. Township halls.	
115 By Baird. Extending soldiers' tax exemptions to veterans of Indian wars.		Introduced, referred	279
Introduced, referred	270	Recommended amendment and passage	573
Recommended amendment and passage	393	Withdrawn	748
Amendment adopted	427	122 By Roberts. Fixing penalty for bank embezzlement.	
Amended, passed; ayes 40, nays 1	427	Introduced, referred	279
Received back	578	Recommended amendment and passage	499
Concurred	582	Amended, passed; ayes, 43; nays, 0	713
Correctly enrolled	592	Received back	1157
Signed by President	602	Correctly enrolled	1179
Sent to Governor	613	Signed by President	1180
Approved by Governor	660	Sent to Governor	1192
116 By Slemmons. Changing fees of constables.		Approved by Governor	1227
Introduced, referred	270	123 By Roberts. Increasing penalty for receiving deposits when bank is insolvent.	
Recommended amendment	499	Introduced, referred	279
Amendments adopted	593	To Senate sifting committee.	
Amended, passed; ayes 29, nays 10	599	124 By Roberts. Increasing penalty for false entries in bank books.	
117 By Rigby. Appropriation toward expenses of proposed national encampment of G. A. R. in Iowa.		Introduced, referred	279
Introduced, referred	271	To Senate sifting committee.	
Recommended amendment and passage	527	125 By Cavanaugh. Number of councilmen in cities having commission form of government.	
Amendment adopted	845	Introduced, referred	279
Amended, passed; ayes 44, nays 0	845	Recommended amendment and passage	385
Received back	1116	Amendment adopted	400
Correctly enrolled	1135	Passed; ayes, 40; nays, 0	400
Signed by President	1136	126 By Brookhart. Creating a state banking board.	
Sent to Governor	1140	Introduced, referred	281
Approved by Governor	1181	Withdrawn	748
118 By Goodwin. Giving Des Moines title to abandoned channel of Raccoon and Des Moines rivers for state park.		127 By Fackler. Providing a rule of evidence in actions for removal of public officers.	
Introduced, referred	271	Introduced, referred	282
Recommended amendment and passage	487	Recommended amendment and passage	520
Amendments adopted	502	Amendments adopted	721
Passed; ayes 40, nays 0	502	Passed; ayes, 33; nays, 0	722
Received back	1124	128 By Cavanaugh. Changing time of annual financial report of public library trustees.	
Correctly enrolled	1154	Introduced, referred	282
Signed by President	1180	Withdrawn	504
Sent to Governor	1192	129 By Romkey. Cosmetic therapy.	
Approved by Governor	1227	Introduced, referred	291
119 By Ellis. Prohibiting bench paroles in liquor cases.		130 By Ellis. Soldiers' bonus.	
Introduced, referred	273	Introduced, referred	291
Recommended amendment and passage	330	Recommended passage	393
Made special order	331	Amended, passed; ayes, 46; nays 0	431
Amendments adopted	353	In House sifting committee.	
Amended, passed; ayes 26, nays 21	354		
120 By Committee on Fish and Game. Allowing killing or capture of certain game birds.			
Introduced	273		

S. F.	Page
131 By Romkey. Making the destruction of any liquid while property is being searched prima facie evidence that such liquid is intoxicating.	
Introduced, referred.....	297
Recommended passage.....	321
Amendment filed.....	327
Made special order.....	331
Amended, passed; ayes, 47; nays, 0.....	350
Received back.....	528
Correctly enrolled.....	574
Signed by President.....	583
Sent to Governor.....	586
Approved by Governor.....	629
132 By Fulton. Publication of legislative acts.	
Introduced, referred.....	297
Recommended passage.....	457
Passed; ayes, 34; nays, 0.....	467
Received back.....	719
Correctly enrolled.....	760
Signed by President.....	784
Sent to Governor.....	807
Approved by Governor.....	866
133 By Bergman. Making term of office of councilmen four years.	
Introduced, referred.....	297
Recommended indefinite postponement.....	486
134 By Committee on Child Welfare. Children born out of wedlock.	
Introduced, referred.....	298
Recommended amendment and passage.....	499
Amendment adopted.....	714
Amended, passed; ayes, 37; nays, 0.....	714
Received back.....	978
Correctly enrolled.....	1003
Signed by President.....	1008
Sent to Governor.....	1049
Approved by Governor.....	1122
135 By Bowman. Gasoline Tax.	
Introduced, referred.....	298
Returned without recommendations.....	358
Made special order.....	476
Amendment filed.....	495
Amendments filed.....	542
Amended.....	547
Amendment filed.....	554
Referred to special committee.....	564
Special committee recommended substitute bill.....	645
Minority committee report filed.....	647
Substitute for minority report offered.....	696
Action deferred.....	702
Substitute for minority report rejected.....	757
Minority report rejected.....	757
(See Senate File 312.)	
136 By Fulton. Providing for additional bond issue to rebuild burned schools.	
Introduced, referred.....	304
Withdrawn.....	670
137 By Rigby. Bust of Samuel J. Kirkwood and repair of Iowa memorial at Vicksburg.	
Introduced, referred.....	304

S. F.	Page
Recommended amendment and passage.....	441
Committee amendment adopted.....	569
Passed; ayes, 43; nays, 0.....	570
Received back.....	753
Correctly enrolled.....	807
Signed by President.....	807
Sent to Governor.....	807
Approved by Governor.....	866
138 By Nelson. County officers.	
Introduced, referred.....	304
Recommended amendment and passage.....	358
Amendment adopted.....	397
Passed; ayes, 43; nays, 0.....	398
Received back.....	719
Concurred.....	808
Correctly enrolled.....	824
Signed by President.....	832
Sent to Governor.....	833
Approved by Governor.....	890
139 By Mills. Employment agencies.	
Introduced, referred.....	320
Recommended amendment and passage.....	738
H. F. 148 substituted.....	1042
Withdrawn.....	1042
140 By Shaff. Poll tax.	
Introduced, referred.....	320
Recommended indefinite postponement.....	423
Indefinitely postponed.....	776
141 By Horchem. Education of children.	
Introduced, referred.....	320
Recommended passage.....	624
Passed; ayes 36, nays 0.....	867
Received back.....	1004
Correctly enrolled.....	1065
Signed by President.....	1090
Sent to Governor.....	1091
Approved by Governor.....	1122
142 By Clearman. Repairing and paving streets adjacent to the state university.	
Introduced, referred.....	329
Committee recommended passage.....	657
Withdrawn.....	1198
143 By Brookhart. Exemption from taxation.	
Introduced, referred.....	342
Recommended amendment and passage.....	738
Amendments adopted.....	1069
Passed; ayes, 35; nays, 5.....	1069
144 By Committee on Child Welfare. Persons ineligible to marry.	
Introduced.....	342
Amended, passed; ayes, 46; nays 1.....	424
Received back.....	719
Correctly enrolled.....	760
Signed by President.....	784
Sent to Governor.....	807
Approved by Governor.....	866
145 By Brookins. Making personal exemption of debtor 90% of earnings.	
Introduced, referred.....	355
Recommended indefinite postponement.....	520
Withdrawn.....	627

S. F.	Page	S. F.	Page
146 By Cavanaugh. Reports of city officers, boards and commissions.		Correctly enrolled.....	807
Introduced, referred.....	355	Signed by President.....	807
Recommended passage.....	572	Sent to Governor.....	807
Passed; ayes, 37; nays, 0.....	795	Approved by Governor.....	866
Received back.....	1271	154 By Brookins. Change of venue.	
Correctly enrolled.....	1281	Introduced, referred.....	392
Signed by President.....	1281	Recommended indefinite postponement.....	521
Sent to Governor.....	1281	Withdrawn.....	627
Approved by Governor.		155 By Ellis. Appropriation to erect monument at grave of Nathan Winton.	
147 By Ramsey. Annotations to the Code.		Introduced, referred.....	392
Introduced, referred.....	357	In Senate sifting committee.	
Recommended amendment and passage.....	656	Withdrawn.....	952
Amendments filed.....	671	156 By Schmedika. To change date of payment of taxes.	
148 By Perkins. Number of judges in each district. Additional district judge in the 16th.		Introduced, referred.....	392
Introduced, referred.....	384	Recommended passage.....	694
Recommended passage.....	498	Made special order.....	707
H. F. 292 substituted.		Amended, passed; ayes 28, nays 16.....	812
Withdrawn.....	748	157 By Roberts. Rewards for arrest of criminals when whereabouts unknown.	
149 By Fackler. Fraternal life insurance.		Introduced, referred.....	392
Introduced, referred.....	384	Recommended amendment and passage.....	546
Recommended passage.....	535	Amendment adopted.....	787
Amended, passed; ayes, 33; nays, 0.....	601	Passed; ayes 41, nays 0.....	787
Received back.....	1097	Received back.....	1171
Concurred.....	1112	Correctly enrolled.....	1194
Correctly enrolled.....	1135	Signed by President.....	1209
Signed by President.....	1136	Sent to Governor.....	1209
Sent to Governor.....	1140	Approved by Governor.....	1227
Approved by Governor.....	1181	158 By Sub-Committee on Highways. County and primary road bonds.	
150 By Breakenridge. Drainage—lump payment of assessment.		Introduced, referred.....	402
Introduced, referred.....	384	To Senate sifting committee.	
Committee recommended referring.....	501	159 By Sub-Committee on Highways. Roads and highways co-ordinating state laws with federal aid requirements. (The main road bill.)	
Referred.....	501	Introduced, referred.....	402
Recommended passage.....	691	Recommended passage.....	520
Passed; ayes, 30; nays, 1.....	1021	Amendment filed.....	703
151 By Stoddard. Cities and towns—permitting additional levy for 1925 and 1926.		Amendments filed.....	734
Introduced, referred.....	385	Made special order.....	775
Recommended amendment and passage.....	573	Amendments filed.....	830
Amendment adopted.....	794	Amendments offered, deferred 840-845	
Amended, passed; ayes, 30; nays, 2.....	794	Bill printed with proposed amendments.....	859
152 By Bowman. Firemen's hours on duty.		Proposed substitute for.....	862
Introduced, referred.....	385	Substitute substituted.....	870-873, 880
Recommended amendment and passage.....	572	Amended, deferred.....	880
Amendments adopted.....	728	Motion to reconsider amendment.....	882
Amended, passed; ayes, 34; nays, 0.....	728	Amendments filed.....	885-888
Received back.....	1157	Amended, made special order.....	930-932, 934-940
Correctly enrolled.....	1179	Substitute bill with all amendments.....	957
Signed by President.....	1180	Passed; ayes, 29; nays, 20.....	966
Sent to Governor.....	1192	Received back.....	1097
Approved by Governor.....	1227	House amendments concurred in.....	1172-
153 By Buser. Appropriation to pay drainage tax in Muscatine and Louisa counties.		1178, 1191, 1194-1196, 1198-1208	
Introduced, referred.....	392	Received back.....	1270
Recommended passage.....	487	Receded in.....	1270-1271
Passed; ayes 46, nays 0.....	571	Correctly enrolled.....	1281
Recommended passage.....	789	Signed by President.....	1281
Received back.....	751	Sent to Governor.....	1281
		Approved by Governor.	

S. F.	Page	S. F.	Page
160 By Campbell. Insurance— fire associations.		Amendments adopted.....	723
Introduced, referred.....	402	Passed; ayes, 37; nays, 0.....	724
Recommended amendment and passage.....	533	168 By Ellis. Appropriation— for erection of a building at state fair grounds for min- eral resources exhibit.	
Amendment adopted.....	724	Introduced, referred.....	411
Passed; ayes, 33; nays, 0.....	725	Recommended indefinite post- ponement.....	584
Received back.....	1033	169 By Gilchrist. Prohibiting use of oleomargarine in cer- tain state institutions.	
Correctly enrolled.....	1095	Introduced, referred.....	411
Signed by President.....	1120	Recommended passage.....	628
Sent to Governor.....	1120	Passed; ayes, 41; nays, 1.....	945
Approved by Governor.....	1180	Received back.....	1115
161 By Campbell. Insurance— fidelity.		Correctly enrolled.....	1135
Introduced, referred.....	403	Signed by President.....	1136
Recommended passage.....	535	Sent to Governor.....	1140
Amended, passed; ayes, 36; nays, 0.....	784-785	Signed by Governor.....	1181
Received back.....	1115	Recalled from Senate.....	1197
Correctly enrolled.....	1135	Unable to return bill.....	1209
Signed by President.....	1136	170 By Ellis. State printing.	
Sent to Governor.....	1140	Introduced, referred.....	422
Approved by Governor.....	1180	Returned without recommenda- tion.....	578
162 By Campbell. Legalizing corporations which failed to publish notice within re- quired time.		Amended, passed; ayes, 36; nays, 0.....	829
Introduced, referred.....	403	171 By Campbell and Mills. Tax exemptions.	
Recommended passage.....	545	Introduced, referred.....	422
Passed; ayes, 36; nays, 0.....	608	Recommended indefinite post- ponement.....	574
Received back.....	753	172 By Fulton. Surety, fidelity and indemnity company con- tracts.	
Correctly enrolled.....	807	Introduced, referred.....	422
Signed by President.....	807	Recommended passage.....	535
Sent to Governor.....	807	Passed; ayes 34, nays 0.....	598
Approved by Governor.....	866	Motion to reconsider.....	611
163 By Buser. Railroad cross- ings.		Motion to reconsider with- drawn.....	654
Introduced, referred.....	403	173 By Fulton. Co-insurance— void stipulation.	
To Senate sifting committee.		Introduced, referred.....	422
164 By Goodwin. Deposits by life insurance companies to cover the valuation of poli- cies.		Recommended amendment and passage.....	534
Introduced, referred.....	403	Amendment adopted.....	595
Recommended amendment and passage.....	534	Passed; ayes, 35; nays, 0.....	595
Amendments adopted.....	746	Received back.....	1095
Amended, passed; ayes, 35; nays, 3.....	746	Correctly enrolled.....	1120
Received back.....	971	Signed by President.....	1120
Correctly enrolled.....	979	Sent to Governor.....	1140
Signed by President.....	979	House requested return.....	1157
Sent to Governor.....	979	Returned to House.....	1157
Approved by Governor.....	1122	Concurred.....	1210
165 By Skromme. Authorizing Board of Railroad Commis- sioners to investigate and de- termine violations of laws regulating pools and trusts.		Correctly enrolled.....	1245
Introduced, referred.....	403	Signed by President.....	1269
Withdrawn from committee.....	610	Sent to Governor.....	1246
Withdrawn.....	858	Approved by Governor.....	1286
166 By Schmedika. Fixing standard width of roads at 50 feet.		174 By Clearman. School di- rectors.	
Introduced, referred.....	404	Introduced, referred.....	422
Recommended indefinite post- ponement.....	488	Recommended indefinite post- ponement.....	624
167 By Browne. Dividends of insurance companies other than life—limited to earned profits.		175 By Breakenridge. Drawing of grand jurors in court.	
Introduced, referred.....	411	Introduced, referred.....	422
Recommended amendment and passage.....	534	Recommended passage.....	742
		Passed; ayes, 27; nays, 0.....	1026
		Received back.....	1116
		Correctly enrolled.....	1135
		Signed by President.....	1136
		Sent to the Governor.....	1140
		Approved by Governor.....	1181

S. F.	Page
176 By Stoddard. Compensation and mileage of Lieutenant Governor and Speaker of the House.	
Introduced	423
Passed; ayes, 48; nays, 0	425
Received back	438
Correctly enrolled	442
Signed by Speaker	443
Sent to Governor	454
Approved by Governor	475
177 By Shane. Qualifications of judges—others than attorneys eligible in police court.	
Introduced, referred	426
Recommended passage	498
Amended, passed; ayes, 39; nays, 0	596
Received back	1004
Correctly enrolled	1065
Signed by President	1090
Sent to Governor	1091
Approved by Governor	1122
178 By Stanley. Soldiers' home.	
Introduced, referred	426
Recommended passage	535
Action deferred	724
Withdrawn	846
179 By Ellis. Closed season for game birds and animals.	
Introduced, referred	426
Recommended amendment and passage	665
Amendment adopted	1011
Failed to pass; ayes, 22; nays 18	1011
180 By Cessna. Passenger and freight elevators.	
Introduced, referred	427
Recommended passage	488
Amended, passed; ayes, 38; nays 10	667
Received back	979
Concurred	1002
Correctly enrolled	1065
Signed by President	1090
Sent to Governor	1091
Approved by Governor	1227
181 By Bowman. Authorizing executive council of the state, and cities and towns to buy and sell gasoline.	
Introduced, referred	443
Recommended indefinite postponement	574
182 By Goodwin. Educational building on state fair grounds.	
Introduced, referred	443
Withdrawn	654
183 By Goodwin. Authorizing Iowa Geological Survey to carry on natural history survey.	
Introduced, referred	443
Withdrawn	987
184 By Bergman. Including township roads in county road system—payment of poll tax to county treasurer.	
Introduced, referred	455
Returned without recommendation	822

S. F.	Page
185 By Buser. Plans and specifications for highway improvements.	
Introduced, referred	455
Recommended indefinite postponement	655
186 By Fackler. Authorizing executive council to assess property which has been omitted from regular assessments.	
Introduced, referred	463
Recommended passage	694
Passed; ayes, 36; nays 0	1020
Received back	1116
Correctly enrolled	1135
Signed by President	1136
Sent to Governor	1140
Approved by Governor	1181
187 By Buser. Making township trustees local supervisory boards under bonded warehouse law.	
Introduced, referred	464
Recommended amendments and passage	606
Amendments adopted	636
Passed; ayes, 43; nays, 2	637
188 By Buser. Limiting deposits in any state bank, loan and trust company to twenty times the paid-up capital and surplus.	
Introduced referred	464
Recommended passage	676
Passed; ayes, 35; nays, 0	1018
189 By Buser. Prohibiting loans by any bank to any officer or employee of the bank or to any relative of officer or employee.	
Introduced, referred	464
Recommended indefinite postponement	676
190 By Ramsey. Transferring publication of session laws from code editor to superintendent of printing.	
Introduced, referred	464
Recommended passage	578
Amendment filed	651
Amendment filed	686
Amended, passed; ayes, 29; nays 0	796
Received back	1004
Reported correctly enrolled	1065
Signed by President	1090
Sent to Governor	1091
Approved by Governor	1122
191 By Romkey. Canned heat.	
Introduced, referred	465
Recommended passage	481
Made special order	502
Action deferred	566
Amended, passed; ayes 46; nays, 0	579
Received back	1157
Concurred	1181
Correctly enrolled	1197
Signed by President	1209
Sent to Governor	1209
Approved by Governor	1287
192 By Mills. Consolidated school districts.	
Introduced	465
Withdrawn from committee	807

S. F.	Page	S. F.	Page
193 By Shinn. Inter-county levee and drainage districts—changing method of procedure for establishment.		203 By Snook. Giving thrashers lien on grain.	
Introduced, referred.....	474	Introduced, referred.....	484
Recommended amendment and passage.....	691	Returned without recommendation.....	659
Amendments adopted.....	837	Amended, passed; ayes 28, nays 7	911
Passed; ayes 42, nays 0.....	837		
Received back.....	892	204 By Roberts. State and savings banks.	
Correctly enrolled.....	890	Introduced, referred.....	484
Signed by President.....	903	Recommended amendment and passage.....	677
Sent to Governor.....	903	Amendments adopted.....	1019
Approved by Governor.....	1122	Passed; ayes 31, nays 13.....	1048
194 By Cavanaugh. Permitting supervisors to rent wards in public or private hospitals.		205 By Bergman. Barbers.	
Introduced, referred.....	474	Introduced, referred.....	484
Recommended passage.....	658	Recommended passage.....	666
Passed; ayes 36, nays 0.....	948		
195 By Buser. Requiring banking institutions to invest 75% of capital and surplus in U. S. or state bonds.		206 By Breakenridge. Draw bridge connecting East and West Okoboji lakes.	
Introduced, referred.....	474	Introduced, referred.....	484
Recommended indefinite postponement.....	803	Recommended passage.....	584
		Amended, passed; ayes 27, nays 17	816
		Received back.....	1124
		Correctly enrolled.....	1154
		Signed by President.....	1180
		Sent to Governor.....	1192
		Approved by Governor.....	1228
196 By Buser. Requiring approval by voters before purchasing voting machines.		207 By Clearman. Mortgages and contracts.	
Introduced, referred.....	474	Introduced, referred.....	485
To Senate sifting committee.		Recommended passage.....	527
		Passed; ayes 33, nays 0.....	607
		Received back.....	754
		Correctly enrolled.....	807
		Signed by President.....	807
		Sent to Governor.....	807
		Approved by Governor.....	866
197 By Fulton. A monument to Jacob Wiley, soldier of the American Revolution.		208 By Breakenridge. Palo Alto county.	
Introduced, referred.....	475	Introduced, referred.....	485
Withdrawn, referred.....	485	Recommended passage.....	655
Withdrawn.....	998	Amended, passed; ayes 44, nays 1	815
		Received back.....	1095
		Correctly enrolled.....	1120
		Signed by President.....	1120
		Sent to Governor.....	1140
		Approved by Governor.....	1180
198 By Romkey. Sewers.		209 By Schmedika. Taxes.	
Introduced, referred.....	483	Introduced, referred.....	485
Recommended passage.....	740	Recommended indefinite postponement.....	659
199 By Stanley. Transferring certain unexpended funds to state general fund.		210 By Clearman. Agricultural lime.	
Introduced, referred.....	483	Introduced, referred.....	485
Recommended passage.....	578	Recommended passage.....	675
Amended, passed; ayes 38, nays 0	797	Passed; ayes 37, nays 0.....	1016
Received back.....	927		
Correctly enrolled.....	933		
Signed by President.....	942		
Sent to Governor.....	942		
Approved by Governor.....	1122		
200 By Buser. Removing all provisions for special assessments against property to improve primary and secondary roads.		211 By Dean. Placing federal farm loan bonds among securities for investment of bank funds and insurance funds.	
Introduced, referred.....	483	Introduced, referred.....	497
Recommended amendment and passage.....	821	Recommended passage.....	560
		H. F. 224 substituted.....	847
		Withdrawn.....	850
201 By Buser. Referee fees.		212 By Horchem. Primary elections.	
Introduced, referred.....	483	Introduced, referred.....	497
Returned without recommendation.....	624	In Senate sifting committee.	
Failed to pass; ayes 17, nays 28	868		
202 By Cavanaugh. Providing for appointment of city officials.			
Introduced, referred.....	484		
Recommended passage.....	572		
Passed; ayes 36, nays 0.....	597		

S. F.	Page
213 By Skromme. Federal aid engineering fund—limiting annual amount to \$20,000.	
Introduced, referred.....	497
Recommended indefinite postponement	656
214 By Romkey. Exemption from taxation.	
Introduced, referred.....	517
In Senate sifting committee.	
215 By Romkey. Buttermilk.	
Introduced, referred.....	517
Recommended indefinite postponement	606
Withdrawn	613
216 By Bergman. Motor vehicles.	
Introduced, referred.....	517
Recommended amendment and passage	665
Amendment filed.....	941
Made special order.....	964
Amendments adopted.....	1000
Amended, passed; ayes 44, nays 1.....	1000
Received back.....	1073
Concurred	1076
Correctly enrolled.....	1120
Signed by President.....	1120
Sent to Governor.....	1140
Approved by Governor.....	1180
217 By Clearman. Dormitories at state educational institutions.	
Introduced, referred.....	517
Recommended amendment and passage	823
Amendments adopted.....	1085
Action deferred.....	1085
Amended, passed; ayes 36, nays 0.....	1160
Received back.....	1192
Correctly enrolled.....	1197
Signed by President.....	1209
Sent to Governor.....	1209
Approved by Governor.....	1227
218 By Shaff. City assessors.	
Introduced, referred.....	517
Recommended amendment and passage	678
Amendments adopted.....	1013
Passed; ayes 31, nays 4.....	1013
Received back.....	1171
Correctly enrolled.....	1194
Signed by President.....	1209
Sent to Governor.....	1209
Approved by Governor.....	1228
219 By Shaff. Taxicabs.	
Introduced, referred.....	518
Recommended amendment and passage	679
220 By Fulton. Labeling stock tonic.	
Introduced, referred.....	518
Recommended passage.....	658
221 By Brookhart. Fraternal beneficiary societies.	
Introduced, referred.....	518
Withdrawn and referred.....	526
In Senate sifting committee.	
Reported out.....	979
Enacting clause stricken.....	1144

S. F.	Page
222 By Snook. Reducing number of judges in first district from 2 to 1.	
Introduced, referred.....	526
In Senate sifting committee.	
223 By Fackler. Empowering highway commission to enforce orders in dispute over county line bridges.	
Introduced, referred.....	526
Recommended passage.....	583
H. F. 212 substituted.....	852
Withdrawn	853
224 By Cessna. Motor vehicles.	
Introduced, referred.....	526
To Senate sifting committee.	
225 By Schmedika. Cement.	
Introduced, referred.....	538
Recommended indefinite postponement	835
Action deferred.....	929
Indefinitely postponed.....	965
226 By Shinn. Auto license fees.	
Introduced, referred.....	538
To Senate sifting committee.	
227 By Dean. School districts.	
Introduced, referred.....	538
Recommended amendment and passage	693
228 By Dean. Real estate mortgages.	
Introduced, referred.....	538
Recommended passage.....	740
229 By Cavanaugh. Trial judges.	
Introduced, referred.....	539
Returned without recommendation	660
Passed; ayes 29, nays 8.....	906
230 By Benson. Administration of estate of absentees.	
Introduced, referred.....	539
Recommended passage.....	740
Amended, passed; ayes 32, nays 2.....	1081
231 By McLeland. Repair of county buildings.	
Introduced, referred.....	556
Recommended passage.....	694
Passed; ayes 47, nays 0.....	929
Received back.....	1096
Correctly enrolled.....	1120
Sent to Governor.....	1140
Approved by Governor.....	1180
232 By Fulton. Retrenchment and reform committee.	
Introduced, referred.....	556
Recommended passage.....	657
233 By Fackler. Unlawful to hold one's self out as detective unless a peace officer.	
Introduced, referred.....	556
To Senate sifting committee.	
234 By Fackler. Duties of wardens of penitentiary and reformatory.	
Introduced, referred.....	556
To Senate sifting committee.	

S. F.	Page	S. F.	Page
235 By Horchem. Board of conservation.		Correctly enrolled.....	1135
Introduced, referred.....	556	Signed by President.....	1136
Recommended amendment and passage.....	628	Sent to Governor.....	1140
Amendments adopted.....	904	Approved by Governor.....	1180
Action deferred.....	905		
Amendments filed.....	1030	244 By Fackler. Theft and recoveries of automobiles.	
Amended, failed to pass; ayes 21, nays 7.....	1086	Introduced, referred.....	558
		Recommended amendment and passage.....	835
236 By Horchem. Civil service employees.		Amendments adopted.....	1158
Introduced, referred.....	557	Passed; ayes 36, nays 0.....	1158
Recommended indefinite postponement.....	693	Received back.....	1192
		Correctly enrolled.....	1197
237 By Fulton. Board of Engineering examiners.		Signed by President.....	1209
Introduced, referred.....	557	Sent to Governor.....	1209
To Senate sifting committee.		Approved by Governor.....	1227
238 By Committee on Judiciary No. 1. Requiring clerk of supreme court to account for fees not belonging to state—duty of state auditor and treasurer in reference thereto.		245 By Fackler. Requiring sheriffs to photograph and finger print persons accused of crime.	
Introduced.....	557	Introduced, referred.....	559
Action deferred.....	727	To Senate sifting committee.	
Amended, passed.....	793		
		246 By Stoddard. Fees and re-funds of inheritance tax.	
239 By Gunderson. County funds.		Introduced, referred.....	567
Introduced, referred.....	557	Recommended passage.....	585
Recommended referring.....	677	Amendment filed.....	735
Rereferred.....	677	Amended, passed; ayes 38, nays 0.....	801
Recommended passage.....	740	Received back.....	1095
Amendment filed.....	865	Correctly enrolled.....	1120
Amended, failed to pass; ayes 22, nays 5.....	919	Signed by President.....	1120
Reconsidered.....	922	Sent to Governor.....	1140
Passed; ayes 32, nays 0.....	994	Approved by Governor.....	1180
Signed by President.....	1120		
Sent to Governor.....	1140	247 By Stoddard. Salaries and expenses of judges.	
Approved by Governor.....	1181	Introduced, referred.....	567
		Recommended passage.....	585
240 By Buser. Hog cholera virus and serum.		Passed; ayes 39, nays 0.....	800
Introduced, referred.....	557	Received back.....	1210
To Senate sifting committee.		Correctly enrolled.....	1245
		Signed by President.....	1245
241 By Goodwin. City aid to purchase of state parks.		Sent to Governor.....	1246
Introduced, referred.....	558	Approved by Governor.....	1287
Recommended passage.....	678		
Passed; ayes 27, nays 4.....	1012	248 By Stoddard. Reward for apprehension of escaped convicts.	
Received back.....	1116	Introduced, referred.....	567
Correctly enrolled.....	1135	Recommended passage.....	585
Signed by President.....	1136	Passed; ayes 39, nays 0.....	800
Sent to Governor.....	1140	Received back.....	1210
Approved by Governor.....	1180	Correctly enrolled.....	1245
		Signed by President.....	1245
242 By Goodwin. Construction of sidewalks outside of cities but in limits of school districts.		Sent to Governor.....	1246
Introduced, referred.....	558	Approved by Governor.....	1286
Recommended passage.....	659		
Passed; ayes 31, nays 0.....	913	249 By Stoddard. Expenses of mine inspectors.	
		Introduced, referred.....	567
243 By Goodwin. Division of cities into districts for lighting purposes.		Recommended passage.....	585
Introduced, referred.....	558	Amendment filed.....	735
Recommended passage.....	678	Amended, passed; ayes 38, nays 0.....	798
Passed; ayes 34, nays 1.....	1014	Received back.....	1210
Received back.....	1116	Correctly enrolled.....	1420
		Signed by President.....	1245
		Sent to Governor.....	1246
		Approved by Governor.....	1286
		250 By Fulton. Election of committee on retrenchment and reform.	
		Introduced, referred.....	568
		Withdrawn.....	578

S. F.	Page
251 By Buser. Empowering executive council to supervise, manage, and control certain state lands, and returns therefrom.	
Introduced, referred.....	577
Recommended passage.....	822
252 By Horchem. Compensation of city and town councilmen.	
Introduced, referred.....	591
Recommended amendment and passage	821
253 By Buser. Delinquent tax.	
Introduced, referred.....	591
Recommended passage.....	742
Amendments adopted.....	1080
Passed; ayes 35, nays 0.....	1080
254 By Buser. Hog cholera serum.	
Introduced, referred.....	591
To Senate sifting committee.	
255 By Rigby. County public hospitals.	
Introduced, referred.....	591
To Senate sifting committee.	
256 By Browne and Shinn. Broadcasting station at State House.	
Introduced, referred.....	603
Recommended indefinite postponement	700
257 By Browne. Unfair discrimination.	
Introduced, referred.....	603
Returned without recommendation	817
258 By Perkins. Assessment of cars owned by freight lines and equipment companies.	
Introduced, referred.....	604
To Senate sifting committee.	
Reported out.....	1037
259 By Bowman. Department of health.	
Introduced, referred.....	604
Recommended amendment and passage	658
Made special order.....	746
H. F. 333 substituted.....	779
260 By Snook. Taxicabs and motor busses.	
Introduced, referred to motor vehicles	613
To Senate sifting committee.	
261 By Cavanaugh. Codifying law on appeals from justice courts.	
Introduced, referred.....	613
Recommended passage.....	739
262 By Romkey. Pasteurization of skimmed milk and buttermilk.	
Introduced, referred.....	623
In Senate sifting committee.	
263 By Ellis. Mining camp schools.	
Introduced, referred.....	623
In Senate sifting committee.	

S. F.	Page
264 By Ellis. Civil service.	
Introduced, referred.....	623
Withdrawn	670
265 By Goodwin. Sheriffs' fees.	
Introduced, referred.....	623
Recommended passage.....	657
H. F. 311 substituted.....	918
Withdrawn	919
266 By Fackler. Seizure of automobiles with altered numbers.	
Introduced, referred.....	643
To Senate sifting committee.	
267 By Horchem. Appeals from awards in condemnation proceedings.	
Introduced, referred.....	643
Recommended passage.....	666
Passed; ayes 33, nays 0.....	988-989
268 By Reed. Board of Education—fees for non-curriculum activities.	
Introduced, referred.....	644
Recommended amendment and passage	823
269 By Buser. Cigarette tax stamps.	
Introduced, referred.....	644
Recommended passage.....	657
Passed; ayes 39, nays 0.....	947
Recommended passage.....	1172
Passed; ayes 78, nays 0.....	1279
Received back.....	1124
Correctly enrolled.....	1154
Signed by President.....	1180
Sent to Governor.....	1192
Approved by Governor.....	1227
270 By Goodwin. Streets.	
Introduced, referred.....	644
Recommended passage.....	678
Passed; ayes 26, nays 7.....	920
Received back.....	933
Correctly enrolled.....	969
Signed by President.....	969
Sent to Governor.....	969
271 By Goodwin. County hospitals.	
Introduced, referred.....	644
Recommended passage.....	678
Amended, passed; ayes 35, nays 1.....	1008
Received back.....	1115
Correctly enrolled.....	1135
Signed by President.....	1136
Sent to Governor.....	1140
Approved by Governor.....	1181
272 By Schmedika. Webster City.	
Introduced, referred.....	644
Recommended passage.....	741
Passed; ayes 39, nays 0.....	1070
Received back.....	1135
Signed by Speaker.....	1307
Sent to Governor.....	1140
Approved by Governor.....	1181
273 By Romkey. Intoxicating liquor.	
Introduced, referred.....	653
Recommended amendment and passage	674
Made special order.....	817
Committee amendments adopted	894
Passed; ayes 36, nays 0.....	894

S. F.	Page	S. F.	Page
274 By Goodwin. Civil service. Introduced, referred.....	654	284 By Gilchrist. Fraternities and sororities in public schools. Introduced, referred.....	667
Recommended passage.....	741	Returned without recommenda- tion	883
275 By Clark. Cedar township, Monroe county. Introduced, referred.....	654	285 By Stanley. Monument to memory of Cyrus W. West. Introduced	673
Recommended passage.....	739	Returned without recommenda- tion	751
Passed; ayes 38, nays 0.....	1072	286 By Nelson. Permitting ad- ditional witnesses at trials without notice. Introduced, referred.....	673
Received back.....	1115	Recommended indefinite post- ponement	835
Correctly enrolled.....	1135	287 By Goodwin. School dis- tricts. Introduced, referred.....	674
Signed by President.....	1136	Recommended amendment and passage	883
Sent to Governor.....	1140	288 By Goodwin. Civil service. Introduced, referred.....	674
Approved by Governor.....	1181	To Senate sifting committee.	
276 By Fackler. Criminal sta- tistics. Introduced, referred.....	654	289 By Committee on Agricul- ture. Dairy products. Introduced	674
Recommended indefinite post- ponement	891	Amendment filed.....	703
277 By Committee on Approp- riations. Commission to lo- cate graves of American Rev- olutionary soldiers. Introduced	663	Amendment filed.....	820
Passed; ayes 37, nays 0.....	946	Amendments filed.....	973, 974
Received back.....	1124	Amended, deferred.....	1019
Correctly enrolled.....	1154	Amended, passed; ayes 34, nays 11	1045
Signed by President.....	1180	Received back.....	1116
Sent to Governor.....	1192	Returned to House.....	1157
Approved by Governor.....	1228	Received back.....	1182
278 By Baird. Making it un- lawful to throw or place any offensive odor bombs into public meetings. Introduced, referred.....	663	Concurred	1183
In Senate sifting committee.		Correctly enrolled.....	1197
279 By Haskell. Convict la- bor on state highways. Introduced, referred.....	663	Signed by President.....	1209
Recommended amendment and passage	876	Sent to Governor.....	1209
Amendments adopted.....	1029	Approved by Governor.....	1227
Passed; ayes 29, nays 0.....	1029	290 By Buser. Louisa County Fair Association. Introduced, referred.....	683
280 By Clark. Town of Mel- rose. Introduced, referred.....	664	Recommended passage.....	693
Recommended passage.....	740	Passed; ayes 41, nays 0.....	811
Passed; ayes 37, nays 0.....	991	Received back.....	1004
Received back.....	1095	Correctly enrolled.....	1065
Correctly enrolled.....	1120	Signed by President.....	1090
Signed by President.....	1120	Sent to Governor.....	1091
Sent to Governor.....	1140	Approved by Governor.....	1122
Approved by Governor.....	1181	291 By Dean. Primary road bonds—providing for refund- ing. Introduced, referred.....	683
281 By Committee on Conser- vation. To permit U. S. gov- ernment to acquire certain lands to establish Upper Mis- sissippi River Wild Life and Fish Refuge. Introduced	666	Amendment filed.....	804
Withdrawn	916	Recommended amendment and passage	821
282 By Committee on Conser- vation. Wild plant life. Introduced	667	Amendment adopted.....	893
Amended, failed to pass; ayes 21, nays 17.....	950	Action deferred.....	893
283 By Fulton. Blue sky laws. Introduced, referred.....	667	Reconsidered amendment.....	899
Recommended passage.....	741	Amendment rejected.....	899
		Amended, passed; ayes 36, nays 0	899
		Received back.....	971
		Correctly enrolled.....	1065
		Signed by President.....	1090
		Sent to Governor.....	1091
		Approved by Governor.....	1122

S. F.	Page
292 By Goodwin. Joint sewer systems.	
Introduced, referred.....	683
Amendment filed.....	772
Recommended passage.....	819
Amended, passed; ayes 40, nays 0.	1082
Received back.....	1096
Correctly enrolled.....	1120
Signed by President.....	1120
Sent to Governor.....	1140
Approved by Governor.....	1180
293 By Goodwin. Insanity commissioners.	
Introduced, referred.....	683
To Senate sifting committee.	
294 By Browne. Town of Bellevue.	
Introduced, referred.....	684
In Senate sifting committee.	
Reported out.....	942
H. F. 386 substituted.....	994
295 By Committee on Claims. Jos. J. Roeder.	
Introduced, referred.....	688
Recommended passage.....	978
Passed; ayes 38, nays 0.....	1058
Recommended passage.....	1252
Received back.....	1137
Correctly enrolled.....	1154
Signed by President.....	1180
Sent to Governor.....	1192
Approved by Governor.....	1227
296 By Committee on Claims. Midwest State Bank of Sioux City.	
Introduced, referred.....	688
Recommended amendment and passage.....	750
Amendment adopted.....	1052
Passed; ayes 37, nays 5.....	1052
Reconsidered.....	1054
Amendment reconsidered.....	1054
Amendment rejected.....	1054
Passed; ayes 34, nays 8.....	1054
Received back.....	1137
Correctly enrolled.....	1154
Signed by President.....	1180
Sent to Governor.....	1192
Approved by Governor.....	1227
297 By Committee on Claims. Lynn Clements, et al.	
Introduced, referred.....	688
Recommended passage.....	803
Passed; ayes 43, nays 0.....	1053
Received back.....	1136
Correctly enrolled.....	1154
Signed by President.....	1180
Sent to Governor.....	1192
Approved by Governor.....	1228
298 By Committee on Claims. Joseph Kelso, Jr.	
Introduced, referred.....	689
Recommended passage.....	750
Passed; ayes 40, nays 0.....	1050
Received back.....	1136
Correctly enrolled.....	1154
Signed by President.....	1180
Sent to Governor.....	1192
Approved by Governor.....	1227
299 By Committee on Claims. Wilford Hirt.	
Introduced, referred.....	689
Recommended passage.....	750
Passed; ayes 37, nays 0.....	1051

S. F.	Page
Received back.....	1136
Correctly enrolled.....	1154
Signed by President.....	1180
Sent to Governor.....	1192
Approved by Governor.....	1228
300 By Committee on Motor Vehicles. Motor vehicles.	
Introduced.....	689
H. F. 365 substituted.....	1035
Withdrawn.....	1038
301 By Committee on Motor Vehicles. Motor vehicles.	
Introduced.....	689
H. F. 366 substituted.....	1034
Withdrawn.....	1038
302 By Committee on Motor Vehicles. Motor vehicles.	
Introduced.....	689
H. F. 336 substituted.....	1036
Withdrawn.....	1038
303 By Committee on Motor Vehicles. Same as H. F. 337. Motor vehicles.	
Introduced.....	690
H. F. 337 substituted.....	1037
Withdrawn.....	1038
304 By Johnson. Legalizing certain probate proceedings.	
Introduced, referred.....	690
To Senate sifting committee.	
305 By Stoddard. Election boards.	
Introduced.....	690
To Senate sifting committee.	
306 By Stoddard. Election registers—boards.	
Introduced, referred to elections	690
To Senate sifting committee.	
307 By Committee on Ways and Means. Motor license fees.	
Introduced.....	690
Amended, passed; ayes 32, nays 4.	1039
Received back.....	1124
Correctly enrolled.....	1154
Signed by President.....	1180
Sent to Governor.....	1192
Approved by Governor.....	1227
308 By Bergman. County manager plan.	
Introduced, referred.....	702
Recommended indefinite postponement.....	884
309 By Horchem. Iowa Dairy Company.	
Introduced, referred.....	702
Recommended passage.....	891
Passed; ayes 34, nays 0.....	993
Received back.....	1095
Correctly enrolled.....	1120
Signed by President.....	1120
Sent to Governor.....	1140
Approved by Governor.....	1181
310 By Committee on Motor Vehicles. Motor carriers.	
Introduced.....	731
Made special order.....	876
Made special order.....	970
H. F. 380 substituted.....	
Withdrawn.....	999

S. F.	Page	S. F.	Page
311 By Committee on Motor Vehicles. Motor carriers.		320 By Committee on Claims. Roy De Groat.	
Introduced	731	Introduced, referred	874
Made special order	879	Recommended passage	977
H. F. 379 substituted.		Passed; ayes 40, nays 0	1059
Withdrawn	999	Received back	1136
312 By Special Committee. Gasoline tax.		Concurred	1140
Introduced	758	Correctly enrolled	1154
Passed; ayes 34, nays 15	758	Signed by President	1180
Received back	892	Sent to Governor	1192
Concurred	1259	Approved by Governor	1227
Correctly enrolled	1281	321 By Committee on Claims. Edgar R. Harlan.	
Signed by President	1281	Introduced	875
Sent to Governor	1281	Recommended indefinite postponement.	
Approved by Governor.		322 By Committee on Cities and Towns. Assessments for cost of street improvements and sewers.	
313 By Committee on Judiciary No. 1. Forfeiture of real estate contracts.		Introduced	875
Introduced	782	323 By Committee on Insurance. Insurance.	
314 By Committee on Banks. Corporate period of banks.		Introduced	967
Introduced	804	Reported out	1037
315 By Committee on Cities and Towns. Examination of accounts of cities and towns by state auditor.		H. F. 401 substituted	1162
Introduced	806	Withdrawn	1163
Passed; ayes 41, nays 0	1131	324 By Committee on Insurance. Insurance—relating to fraternal beneficiary societies.	
Received back	1171	Introduced	968
Correctly enrolled	1194	Reported out	1037
Signed by President	1209	325 By Committee on Appropriations. Dr. Paul E. Gibson and John McDonald.	
Sent to Governor	1209	Introduced	976
Approved by Governor	1227	Passed; ayes 37, nays 0	1062
316 By Committee on Cities and Towns. Granting Sioux City title to certain shore land on Missouri River.		Received back	1123
Introduced	851	Correctly enrolled	1154
Substitute amendments filed	1004	Signed by President	1180
Substitute amendment adopted	1028	Sent to Governor	1192
Passed; ayes 28, nays 0	1028	Approved by Governor	1228
Received back	1116	326 By Committee on Appropriations. Sesquicentennial International Exposition.	
Correctly enrolled	1136	Introduced	976
Sent to Governor	1140	Amended, passed; ayes 37, nays 5	1063
Approved by Governor	1180	Received back	1123
317 By Committee on Judiciary No. 1. Amendments in drainage laws.		Concurred	1147
Introduced	851	Correctly enrolled	1179
318 By Committee on Claims. W. W. Hinshaw.		Signed by President	1180
Introduced, referred	874	Sent to Governor	1192
Recommended amendment and passage	976	Approved by Governor	1227
Passed; ayes 39, nays 0	1062	327 By Committee on Drainage. Authorizing changes in levees, ditches and drains after the establishment of the drainage district and prior to completion of improvement.	
Received back	1137	Introduced	976
Correctly enrolled	1152	328 By Sifting Committee. Compensation of judges of Supreme Court.	
Signed by President	1180	Introduced	1050
Sent to Governor	1192	Amended, passed; ayes 38, nays 9	1239
Approved by Governor.		Received back	1246
319 By Committee on Claims. Edgar R. Harlan.		Correctly enrolled	1251
Introduced	874	Signed by President	1245
Recommended passage	978	Sent to Governor	1246
Passed; ayes 36, nays 0	1057	Approved by Governor	1287
Recommended passage	1253		
Received back	1136		
Correctly enrolled	1154		
Signed by President	1180		
Sent to Governor	1192		
Approved by Governor	1227		

S. F.	Page	S. F.	Page
329 By Committee on Appropriations. Appropriation for payment of state and other expenses.		Sent to Governor.....	1286
Introduced	1050	Approved by Governor.	
Amended, passed; ayes 37, nays 3.	1066	330 By Committee on Ways and Means. Fixing the amount of revenue for general state purposes for which levy is to be made.	
Received back.....	1123	Introduced, passed; ayes 40, nays 0	1283
Amended and concurred.....	1146	Received back.....	1285
Insisted	1237	Concurred	1285
Conference committee.....	1239	Correctly enrolled.....	1286
Conference report.....	1275	Signed by President.....	1286
Report rejected.....	1275	Sent to Governor.....	1286
Second conference committee....	1276	Approved by Governor.	
Conference report.....	1279		
Report adopted.....	1279		
Correctly enrolled.....	1286		
Signed by President.....	1286		

HISTORY OF HOUSE BILLS IN SENATE

HOUSE FILES PASSED AND APPROVED

6, 7, 9, 10, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 29, 32, 33, 39, 40, 42, 43, 46, 47, 49, 50, 54, 55, 60, 62, 69, 70, 71, 73, 76, 81, 82, 83, 84, 86, 87, 93, 99, 101, 104, 106, 108, 112, 113, 114, 117, 119, 120, 128, 129, 130, 131, 132, 133, 135, 139, 140, 144, 145, 146, 147, 148, 149, 150, 151, 152, 158, 159, 162, 163, 164, 169, 171, 172, 180, 181, 183, 185, 190, 191, 195, 196, 198, 201, 205, 212, 223, 224,, 228, 230, 231, 235, 236, 241, 249, 251, 261, 262, 266, 278, 288, 292, 296, 301, 302, 305, 312, 313, 315, 318, 319, 321, 331, 333, 336, 337, 338, 339, 340, 347, 348, 360, 365, 366, 369, 376, 377, 379, 380, 383, 386, 387, 389, 390, 391, 392, 393, 394, 396, 397, 398, 400, 401, 403, 404, 406. H. J. R. 1, 3, 7.

RECORD OF EACH BILL

H. F.	Page	H. F.	Page
1 By Vincent and Rassler. Space for use of state depart- ments.		10 By Berry. Washing facilit- ities for employes of coal mines.	
Received	60	Referred	346
Referred	108	Recommended passage.....	404
Recommended referring to ap- propriations	749	Made special order.....	429
Referred to appropriations.....	749	Passed; ayes 45, nays 2.....	436
Recommended indefinite post- ponement	818	Signed by President.....	481
Indefinitely postponed.....	825		
6 By Stookesberry. Filing of instruments with the county recorder.		14 By Carter. State appropria- tion bill as prepared by the Director of the Budget.	
Referred	208	Referred	884
Recommended passage	260	Amendment filed.....	925
Passed; ayes 40, nays 0.....	292	Amendment filed.....	941
Signed by President.....	315	Amendment filed.....	974
		Made special order.....	1078
7 By Mathews. Railroads— equalization of rates of long- er and shorter mileage to same point.		Amendments filed.....	1089
Referred to railroads.....	592, 604	Amended	
Recommended passage	680	S. J. 1097-1112, 1117-1119, 1131-1135, 1148-1154, 1163-1168	
Made special order.....	682	Passed; ayes 36, nays 13.....	1168
Amended, passed; ayes 38, nays 11	747	Received back.....	1208
Signed by President.....	807	Senate insisted.....	1215-1226
		Conference committee.....	1226
8 By Wagner. Guardianships.		Conference report.....	1276-1278
Referred	274	Report adopted.....	1278
Recommended indefinite post- ponement	343	Supplementary report.....	1282
Indefinitely postponed.....	401	Supplementary report adopted.....	1282
		Signed by President.....	1286
9 By Carter. Election of boards of directors of inde- pendent school districts.			
Referred	339	15 By Committee on Judiciary No. 2. Audit of accounts of state fair board.	
Recommended passage.....	404	Referred	164
Action deferred.....	429	Recommended passage.....	207
Action deferred.....	459	Passed; ayes 44, nays 0.....	224
Amendments offered, deferred..	617	Signed by President.....	248
Action deferred.....	635		
Amended, passed; ayes 43, nays 0	638	16 By Committee on Judiciary No. 2. Admission to soldiers' home.	
Signed by President.....	702	Referred	171
		Recommended passage.....	331
		Passed, ayes 40, nays 0.....	366
		Signed by President.....	412

H. F.	Page	H. F.	Page
17 By Committee on Judiciary No. 2. Costs and fees in prosecutions for escapes from state institutions.		Recommended passage.....	498
Referred	163	Passed; ayes 43, nays 0.....	710
Recommended amendment and passage	456	Signed by President.....	784
Amendment adopted.....	469		
Passed; ayes 34, nays 0.....	469	26 By Diltz. Opening and closing of polls in school elections.	
Signed by President.....	511	Referred	261
18 By Committee on Judiciary No. 2. Forfeiture of real estate contracts.		Recommended passage.....	387
Referred	257	Amendments filed.....	433
Recommended passage.....	327	Amended, passed; ayes 34, nays 0	458
Passed; ayes 39, nays 0.....	363	Signed by President.....	542
Signed by President.....	412		
19 By Committee on Judiciary No. 2. Powers and duties of mayors.		27 By Carter. Appropriation—compensation and mileage of presidential electors.	
Referred	164	Referred	226
Recommended passage.....	188	Recommended passage.....	258
Passed; ayes 47, nays 0.....	211	Passed; ayes 41, nays 0.....	291
Signed by President.....	237	Signed by President.....	315
20 By Committee on Judiciary No. 2. Aiding escapes from state institutions under management of board of control.		29 By Forsling. Bonds of secretaries and treasurers of school corporations.	
Referred	208	Referred	339
Recommended passage.....	456	Recommended passage.....	404
Passed; ayes 36, nays 0.....	470	Passed; ayes 32, nays 1.....	423
Signed by President.....	494	Signed by President.....	454
21 By Committee on Judiciary No. 2. Board of accountancy—appointment—tenure.		30 By Reimers. Fees of ex-excutors and administrators.	
Referred	163	Referred	413
Recommended amendment and passage	259	In Senate sifting committee.	
Referred	274		
Recommended passage.....	499	32 By Forsling. Settlement of estates.	
Passed; ayes 43, nays 0.....	711	Referred to Judiciary No. 2..	257, 261
Signed by President.....	784	Recommended passage.....	387
22 By Committee on Judiciary No. 2. Maps in gypsum mines.		Passed; ayes 32, nays 3.....	489
Referred	208	Signed by President.....	542
Recommended passage.....	260		
Passed; ayes 38, nays 0.....	293	33 By Prichard. Policeman, appointed chief of police, to retain civil service rights.	
Signed by President.....	315	Referred	275
23 By Committee on Judiciary No. 2. Frauds in sales of goods.		Recommended passage.....	385
Referred	274	Passed; ayes 45, nays 0.....	399
Recommended passage.....	498	Signed by President.....	442
Committee	498		
Passed; ayes 42, nays 0.....	709	39 By Diltz. Additional judge for Polk county district court.	
Signed by President.....	784	Referred to judiciary.....	616
24 By Committee on Judiciary No. 2. Nomination by caucus, convention or petition.		Recommended amendment and passage	693
Referred	257	Amendment adopted.....	1022
Recommended passage.....	386	Passed; ayes 28, nays 2.....	1022
Action deferred.....	417	Signed by President.....	1120
Amendment filed.....	420		
Amended, passed; ayes 34, nays 4	478	40 By Diltz. Election of hospital trustees.	
Signed by President.....	511	Referred	208
25 By Committee on Judiciary No. 2. Board of accountancy.		Recommended passage.....	213
Referred	164	Passed; ayes 38, nays 0.....	227
Recommended passage.....	260	Signed by President.....	248
Rereferred	274	42 By Hansen of Scott. Municipal art galleries.	
		Referred	217
		Recommended amendment and passage	238
		Amendments adopted.....	251
		Amended, passed; ayes 43, nays 1	252
		Signed by President.....	301
		43 By Powers. Restricted residence districts.	
		Referred	208
		Recommended passage.....	385
		Passed; ayes 38, nays 2.....	415
		Signed by President.....	442

H. F.	Page	H. F.	Page
46 By Knudson. Leaving dirt, gravel, stone or other substance on railroad, when improving highway.		62 By Latimer. Noxious weeds.	
Referred to highways.....	275	Referred	518
Recommended passage.....	488	Recommended passage.....	606
Passed; ayes 41, nays 2.....	621	Passed; ayes 42, nays 0.....	867
Signed by President.....	660	Signed by President.....	903
47 By Committee on Banks and Banking. Liquidation and distribution of assets of banks in hands of superintendent of banking.		68 By Diltz. Child adoption.	
Referred	285	Referred	604
Recommended passage.....	288	Recommended passage.....	739
Passed; ayes 39, nays 0.....	336	Amendments filed.....	973
Signed by President.....	344	Amended, failed to pass; ayes 24, nays 24.....	1246
48 By Diltz. Street improvements and repairs—sewers—oilings of streets.		69 By Forsling and Prichard. Defining peyote or muscale button as a narcotic.	
Referred to municipal.....	322	Referred	318
Rereferred to sifting committee	909	Recommended passage.....	545
49 By Bixler. Inspection of bees by state apiarist.		Amendment filed.....	671
Referred	443	Passed; ayes 29, nays 11.....	786
Recommended passage.....	628	Signed by President.....	832
Amended, passed; ayes 40, nays 0	902	70 By Smith of Chickasaw. Contagious and infectious diseases among animals.	
Signed by President.....	942	Referred	261
50 By Carter. Special appropriation—typewriter rental—legislative chaplains, etc.		Recommended passage.....	488
Referred	261	Amended, passed; ayes 35, nays 0	503
Recommended passage.....	406	Signed by President.....	542
Passed; ayes 34, nays 0.....	459	71 By Smith of Chickasaw. Practice of veterinary medicine and surgery—certain charges.	
Signed by President.....	494	Referred	275
54 By King. Levee and drainage districts—settlement of indebtedness—refunding bond issue.		Recommended passage.....	343
Referred	394	Passed; ayes 45, nays 0.....	397
Recommended passage.....	500	Signed by President.....	442
Amended, passed; ayes, 40, nays 0	716	73 By Yenter. Refunding bonds issued for street improvements and sewers.	
Signed by President.....	832	Referred	261
55 By King. Appropriation—paying assessment against state owned land in drainage of Mud Lake.		Recommended passage.....	299
Referred	762	Amended, passed; ayes 43, nays 0	395
Recommended passage.....	978	Signed by President.....	442
Passed; ayes 38, nays 1.....	1065	76 By Blake. Legalizing certain warrants of Oelwein.	
Signed by President.....	1120	Referred	286
56 By Dewar. Investment of savings banks and their profits in federal farm loan bonds.		Recommended passage.....	385
Referred	539	Amended, passed; ayes 37, nays 0	414
Recommended amendments and passage	676	Signed by President.....	442
Referred to sifting committee.....	1018	78 By Stepanek. Empowering supervisors to cancel assessments for graveling roads, and refund money collected.	
57 By O'Donnell. Abstractor's bond for service performed.		Referred	574
Referred	346	Recommended passage.....	655
In Senate sifting committee.		Amendment filed.....	974
60 By Martin. Eradication of bovine tuberculosis.		Amended, passed; ayes 38, nays 0	980
Referred	748	Requested return to Senate.....	1033
In Senate sifting committee.		Returned to Senate.....	1034
Reported out.....	1251	Reconsidered	1092
Passed; ayes 38, nays 0.....	1267	Failed to pass.....	1093
Signed by President.....	1281	80 By McCaulley. Vote in urban territory for consolidated school districts.	
		Referred	394
		Recommended indefinite postponement	528
		81 By Stepanek. Iowa River Light and Power Company.	
		Referred	604
		Placed on calendar.....	904
		Passed; ayes 40, nays 0.....	949
		Signed by President.....	979

H. F.	Page
82 By Stepanek. Rolfe Light and Power Company.	
Referred	604
Recommended passage	833
Passed; ayes 40, nays 1	1071
Signed by President	1120
83 By Stepanek. Armstrong Cement Works.	
Referred	605
Recommended passage	658
Passed; ayes 37, nays 3	813
Signed by President	832
84 By Stepanek. Legalizing certain franchises of Britt Light and Power Company.	
Referred	605
Recommended passage	834
Passed; ayes 37, nays 1	1072
Signed by President	1120
86 By Wagner. Pensions for disabled and retired firemen and policemen.	
Referred	616
In sifting committee.	
Reported out	1037
Passed; ayes 37, nays 1	1186
Signed by President	1209
87 By Reimers. Closing of schools for lack of attendance.	
Referred	318
Recommended passage	527
Passed; ayes 36, nays 0	720
Signed by President	807
88 By Gripp. Soliciting orders from school employees.	
Referred	642
Recommended indefinite postponement	882
90 By Hill. Requiring record and report of certain violations of the criminal laws.	
Referred	540
Recommended amendment and passage	818
Amendment adopted	896
Amended, rereferred	896
92 By Long. Marriage.	
Referred	339
Withdrawn from committee	696
Returned to committee	854
In sifting committee.	
93 By Forsling. Electric storage batteries.	
Referred	394
Recommended amendment and passage	623
Amended, passed; ayes 43, nays 0	869
Signed by President	942
96 By King. Embezzlement of mortgaged property.	
Referred	944
Reported out	1092
Amended, failed to pass; ayes 5, nays 38	1243
99 My McCaulley. Automatic fire box doors on locomotives.	
Referred	1138

H. F.	Page
Reported out	1140
Substituted for S. F. 111	1256
Passed; ayes 36, nays 9	1256
Signed by President	1280
101 By Diltz. Deputy probation officers.	
Referred	615
Recommended passage	659
Passed; ayes 29, nays 1	917
Signed by President	942
104 By Mathews. Sewers.	
Referred	731
Recommended amendment and passage	819
Amendment adopted	1038
Passed; ayes 35, nays 1	1038
Signed by President	1120
106 By Hattendorf. Poultry associations.	
Referred	539
Recommended passage	676
Passed; ayes 37, nays 0	1017
Signed by President	1091
107 By Grimwood. Marriage.	
Referred	339
Recommended indefinite postponement	497
108 By Grimwood. Providing district court trials for action for security to keep peace.	
Referred	731
Recommended passage	834
Passed; ayes 36, nays 0	1241
Signed by President	1280
112 By Strippel. Appropriation to assist blind students at college.	
Referred	433
Recommended referring to appropriations and passage	656
Referred to appropriations	656
Recommended passage	700
Passed; ayes 31, nays 0	1025
Signed by President	1091
113 By Carter. State horticultural society.	
Recommended amendment and passage	694
Amendment adopted	1084
Passed; ayes 35, nays 0	1084
Signed by President	1120
114 By Forsling. Community center houses and playgrounds.	
Referred	359
Recommended indefinite postponement	423
Report rejected	776
Amended, passed; ayes 34, nays 0	1242
Signed by President	1280
117 By Reimers. Allowing supervisors to bridge right of way purchased for primary road.	
Referred	494
Recommended passage	584
Passed; ayes 36, nays 5	853
Signed by President	903

H. F.	Page	H. F.	Page
119 By Venard. To allow county officials to prospect for gravel on private property.		139 By Hansen. Dissolution of consolidated school corporations.	
Referred	575	Referred	731
Recommended passage.....	741	Recommended passage.....	804
Passed; ayes 31, nays 0.....	1078	Passed; ayes 37, nays 0.....	1159
Signed by President.....	1120	Signed by President.....	1209
120 By Hansen. Closing of polls.		140 By Rassler. Requiring towns to post ordinances and notice after revision.	
Referred	519	Referred	748
Recommended passage.....	656	Recommended amendment and passage	820
Passed; ayes 36, nays 0.....	905	Amendment adopted.....	1074
Signed by President.....	942	Passed; ayes 40, nays 1.....	1074
128 By Committee on Agriculture. Champion Junior dairy cattle judging team.		Signed by President.....	1120
Referred	585	144 By Powers. Page County.	
Recommended passage.....	700	Recommended passage.....	321
Passed; ayes 28, nays 1.....	1024	Passed; ayes 44, nays 0.....	338
Signed by President.....	1091	Signed by President.....	344
129 By Lovrien. Public funds deposit guaranty act.		145 By Merritt. Cemetery purchase fund.	
Referred	519	Referred	444
Recommended passage.....	560	Recommended passage.....	572
Action deferred.....	608	Passed; ayes 33, nays 0.....	729
Amended, passed; ayes 43, nays 1	711	Signed by President.....	807
Signed by President.....	803	146 By Held. Township halls.	
130 By Committee on Board of Control. Defective, delinquent, dependent and neglected children.		Received	593
Referred	443	Substituted for S. R. 121.	
Amendment filed	495	Passed; ayes 33, nays 0.....	727
Recommended passage after reference to appropriations.....	536	Signed by President.....	807
Recommended passage.....	657	147 By Stepanek. Trade or fictitious names.	
Amended, passed; ayes 38, nays 2	981	Referred	782
Signed by President.....	1091	To sifting committee.	
131 By Committee on Board of Control. Child-placing agencies.		Passed; ayes 28, nays 6.....	1143
Referred	494	Signed by President.....	1209
Recommended passage.....	559	148 By Blake. Employment agencies.	
Amended, passed; ayes 41, nays 9	788	Referred	749
Signed by President.....	903	To sifting committee.	
132 By Committee on Board of Control. Maternity hospitals.		Passed; ayes 41, nays 0.....	1042
Referred	456	Signed by President.....	1120
Recommended passage.....	560	149 By King. Clay County.	
Passed; ayes 33, nays 2.....	600	Referred	605
Signed by President.....	643	Recommended passage.....	692
133 By Committee on Board of Control. Children's boarding homes.		Passed; ayes 42, nays 0.....	813
Referred	456	Signed by President.....	832
Recommended passage.....	560	150 By Martin. School district of Baldwin.	
Action deferred.....	609	Referred	681
Amended and action deferred...	726	Recommended passage.....	834
Passed; ayes 43, nays 0.....	788	Passed; ayes 37, nays 0.....	1079
Signed by President.....	903	Signed by President.....	1120
135 By Ulstad. Charles L. Dunn.		151 By Noble. Van Nostrand Saddlery Co.	
Referred	945	Referred	681
Recommended passage.....	988	In sifting committee.	
Passed; ayes 41, nays 0.....	1067	Reported out.....	942
Signed by President.....	1120	Passed; ayes 44, nays 0.....	1068
137 By Anderson of Decatur. Absent or incapacitated voter.		Signed by President.....	1120
Referred	519	152 By Yenter. Repairing and paving streets adjacent to State University.	
In sifting committee.		Referred	760
		Recommended passage.....	933
		Passed; ayes 34, nays 5.....	1056
		Signed by President.....	1120

H. F.	Page
155 By Diltz. Renewal of certificates of incorporation. Referred	1179
157 By Wagner. Noxious weeds. Referred	494
Recommended indefinite postponement	822
158 By Wagner. Cutting of weeds. Referred	494
Recommended passage.....	679
Passed; ayes 37, nays 0.....	1015
Signed by President.....	1091
159 By Wagner. Noxious weeds. Referred	575
Recommended passage.....	692
Action deferred.....	1023
Passed; ayes 29, nays 0.....	1023
Signed by President.....	1091
160 By Knudson. Placing unadulterated dried buttermilk among feeds. Referred	615
To sifting committee.	
161 By Committee on Fish and Game. Fishing within 300 feet of a dam. Referred	616
Recommended passage.....	666
Action deferred.....	989
Failed to pass; ayes 19, nays 16	989
162 By Committee on Fish and Game. Sheepshead fish. Referred	413
Recommended passage.....	561
Amended, passed; ayes 44, nays 0	792
Signed by President.....	903
163 By Committee on Fish and Game. State game warden. Referred	413
Recommended passage.....	560
Passed; ayes 43, nays 0.....	791
Signed by President.....	832
164 By Committee on Fish and Game. License for fishing. Referred	413
Recommended passage.....	560
Passed; ayes 41, nays 0.....	790
Signed by President.....	832
165 By Committee on Fish and Game. Fishing in stocked lake. Referred	519
Recommended passage.....	666
Failed to pass; ayes 24, nays 10	990
169 By Harrison of Clarke. Report of marriages performed. Referred	518
Recommended passage.....	624
Passed; ayes 35, nays 0.....	900
Signed by President.....	942
171 By Rankin. Legalizing certification and levy of taxes by municipalities in 1924. Referred	605
To sifting committee.	
Reported out.....	1037
Passed; ayes 44, nays 0.....	1130
Signed by President.....	1154

H. F.	Page
172 By Martin. Town of Bellevue. Referred	763
Recommended passage.....	891
Passed; ayes 37, nays 0.....	1124
Signed by President.....	1154
177 By Oliver. River bank protection. Referred	642
To sifting committee.	
178 By Lichty. Memorial halls and monuments. Referred	909
180 By Wagner. Disposing of school property. Referred	586
Recommended indefinite postponement	804
Report rejected.....	914
Amended, passed; ayes 36, nays 0	914
Signed by President.....	979
181 By Forsling. Bonds of county supervisors. Referred	731
Recommended passage.....	818
Passed; ayes 29, nays 14.....	1267
Signed by President.....	1281
182 By Forsling. Duties of clerk of probate court. Referred	615
To sifting committee.	
183 By Knutson. Fish and game. Referred	539
Recommended passage.....	665
Passed; ayes 36, nays 1.....	1009
Signed by President.....	1091
185 By Johnson of Marion. Maximum speed on highways. Referred	782
Recommended passage.....	822
Passed; ayes 27, nays 22.....	1185
Signed by President.....	1209
190 By Committee on Roads and Highways. Highways. Referred	455
Recommended passage.....	488
Amended, passed; ayes 43, nays 1	670
Signed by President.....	702
Referred	749
191 By Carter. Dump grounds. Recommended passage.....	819
Passed; ayes 38, nays 0.....	1125
Signed by President.....	1154
195 By Committee on Animal Industry. Eradication of bovine tuberculosis. Referred	495
Withdrawn. Rereferred.....	622
To Senate sifting committee.	
Reported out.....	1092
Passed; ayes 28, nays 14.....	1237
Signed by President.....	1245
196 By Committee on Animal Industry. Commercial feeds. Referred	456
Recommended passage.....	501
Passed; ayes 37, nays 0.....	743
Signed by President.....	807

H. F.	Page	H. F.	Page
198 By Committee on Suppression of Intemperance. Labeling of shipments of intoxicating liquors.		228 By Wagner. Reincorporation of non-pecuniary incorporations.	
Referred	540	Referred	733
Recommended passage.....	675	Recommended passage.....	836
Passed; ayes 38, nays 0.....	895	Passed; ayes 40, nays 0.....	1143
Signed by President.....	942	Signed by President.....	1208
199 By Oliver. Compensation of drainage engineers.		230 By Haney. Purchase of land adjoining state farm at Glenwood.	
Referred	605	Referred	762
Recommended indefinite postponement	692	Recommended passage.....	875
201 By Hansen. Compensation of justice of the peace and constables.		Passed; ayes 43, nays 0.....	1055
Referred	749	Signed by President.....	1120
Recommended passage.....	824	231 By Knudson. State Bank of Blairsburg.	
Passed; ayes 38, nays 0.....	1212	Referred	681
Signed by President.....	1245	Recommended passage.....	742
205 By Saunders. National encampment of United Spanish War Veterans.		Passed; ayes 28, nays 0.....	1027
Referred	732	Signed by President.....	1091
Recommended passage.....	933	232 By Grimwood. Several sentences to one convict to be construed as one continuous sentence in granting or forfeiting of good time.	
Passed; ayes 42, nays 1.....	1056	Referred	910
Signed by President.....	1120	234 By Haney. Transferring funds by supervisors from primary road fund to county bridge fund.	
212 By Bixler. Disagreements between boards of supervisors as to county line highway matters—giving highway commission power to settle.		Referred	642
Referred	642	To sifting committee.	
Recommended passage.....	655	235 By King. School attendance.	
Substituted for S. F. 223.....	852	Referred	732
Passed; ayes 43, nays 0.....	853	Recommended passage.....	803
Signed by President.....	903	Passed; ayes 31, nays 1.....	1244
214 By Vincent. Cooperative associations.		Signed by President.....	1280
Referred	761	236 By Vincent. County high school tuition.	
To sifting committee.		Referred	732
215 By Lovrien. Statute of limitations—rights of minors and insane persons.		To sifting committee.	
Referred	910	Reported out.....	1140
216 By Lovrien. To provide for notice to holders of tax sale certificates of redemption from such sale.		Passed; ayes 39, nays 0.....	1213
Referred	910	Signed by President.....	1245
220 By O'Donnell. Salary of deputy county treasurers.		241 By Troup and Martin. Consenting to acquisition by U. S. of areas of land and water in Iowa for establishment of Upper Mississippi River Wild Life and Fish Refuge.	
Referred	910	Referred	782
223 By Smith of Chickasaw. Fredericksburg Township, Chickasaw County.		Recommended passage.....	884
Referred	681	Passed; ayes 35, nays 0.....	915
Recommended passage.....	834	Signed by President.....	942
Passed; ayes 33, nays 0.....	990	248 By Blake. Tax levies in commission form cities.	
Signed by President.....	1091	Referred	732
224 By Yenter. Bonds under Federal Farm Loan Act.		Recommended indefinite postponement	819
Referred	762	249 By Yenter. Enlargement of photograph of 168th Infantry for corridor of Capitol Building.	
Substituted for S. F. 211.....	847	Received, referred to appropriations	763
Passed; ayes 45, nays 0.....	847	Recommended passage.....	817
Signed by President.....	903	Passed; ayes 33, nays 0.....	917
		Signed by President.....	942

H. F.	Page
251 By Wolfe. Publication of biennial report of expenditures.	
Referred	943
Reported out	1037
Passed; ayes 34, nays 0	1083
Correctly enrolled	1115
Signed by President	1120
253 By Martin. Exempting certain live stock from taxation.	
Referred	749
To sifting committee.	
254 By Lovrien. Entering junior liens.	
Referred	944
256 By Orr. Bond issues.	
Received	971
To sifting committee.	
259 By Hager. Serving original notice by registered mail.	
Referred	732
Recommended indefinite postponement	818
261 By Knutson. Muskrats.	
Referred	615
Recommended passage	665
Passed; ayes 34, nays 2	1010
Correctly enrolled	1090
Signed by President	1090
262 By Prichard. Interstate bridge.	
Referred	682
Recommended amendment and passage	835
Amendments adopted	1127
Passed; ayes 38, nays 0	1128
Signed by President	1154
266 By Committee on Military. Spanish-American War.	
Referred	760
Recommended passage	977
Passed; ayes 38, nays 0	1060
Signed by President	1120
275 By Hansen. Detention hospitals.	
Referred	783
To sifting committee.	
278 By Elliott. Pharmacy.	
Referred	909
Reported out	
Passed; ayes 34, nays 0	992
Signed by President	1091
285 By Dewar. County engineers.	
Referred	944
286 By Martin. Indices kept by county recorder.	
Referred	1007
287 By Vincent. Inheritance tax.	
288 By Held. Plymouth County.	
Referred	763
In sifting committee.	
Reported out	942
Passed; ayes 39, nays 0	996
Signed by President	1091

H. F.	Page
290 By Johnson of Marion. Requiring board of directors of rural schools to have approval of county board of education for adoption of textbooks.	
Referred	1139
291 By Blake. Use of streets in cities and towns.	
Referred	1139
292 By McCaulley. Additional judge in the 16th district.	
Referred	616
Passed; ayes 42, nays 0	708
Signed by President	784
296 By Stepanek. Alvord Electric Company.	
Referred	760
In sifting committee.	
Reported out	942
Passed; ayes 39, nays 0	1145
Signed by President	1209
301 By Harrison of Pottawatamie. Salaries of municipal judges, clerks, bailiffs, and deputies.	
Referred	783
To sifting committee.	
Reported out	1092
Passed; ayes 33, nays 0	1272
Signed by President	1281
302 By Harrison of Pottawatamie. Withdrawals of candidates for public office.	
Referred	783
To sifting committee.	
Reported out	1140
Passed; ayes 39, nays 0	1251
Signed by President	1280
305 By Forsling. Improving water courses in cities and towns.	
Referred	734
Recommended passage	819
Passed; ayes 28, nays 7	1087
Signed by President	1120
308 By Diltz. Forfeiture of real estate contracts.	
Referred	910
312 By Diltz. Care of graves of deceased soldiers and sailors.	
Referred	910
Reported out	1140
Passed; ayes 39, nays 0	1211
Signed by President	1245
313 By Wagner. Street improvements and sewers.	
Referred	943
Reported out	1093
Amended, passed; ayes 35, nays 0	1141
Signed by President	1209
315 By Committee on Mines and Mining. Charging drill holes in mines.	
Referred	615
Recommended passage	695
Passed; ayes 34, nays 0	1023
Signed by President	1091

H. F.	Page
318 By Napier. Board of supervisors.	
Referred	761
Recommended passage.....	882
Passed; ayes 30, nays 0.....	1157
Signed by President.....	1209
319 By Committee on County and Township Organization.	
Delinquent taxes.	
Referred	695
Recommended passage.....	824
Passed; ayes 33, nays 0.....	1268
Signed by President.....	1281
321 By Vincent. Jurisdiction in action to collect assessments from insurance association members.	
Referred	944
Reported out.....	1037
Passed; ayes 36, nays 1.....	1126
Signed by President.....	1154
324 By Brittain. Townships and township officers.	
Referred	1139
328 By Committee on Judiciary No. 1. Guardianship.	
Referred	733
To sifting committee.	
329 By Wagner. Printing name of ward aldermen candidates on primary ballot.	
Referred	749
To sifting committee.	
331 By Diltz. Fees charged by sheriffs.	
Referred	761
Substituted for S. F. 265.....	918
Passed; ayes 28, nays 0.....	918
Signed by President.....	942
333 By Graham. State health department — Pollution of streams.	
Referred to public health.....	760
Substituted for S. F. 259.....	779
Amended, passed; ayes 28, nays 15	779
Signed by President.....	832
336 By Committee on Motor vehicles and transportation.	
Motor vehicles.	
Referred	733
To sifting committee.	
Substituted for S. F. 302.....	1035
Amended, passed; ayes 31, nays 4	1036
Signed by President.....	1120
337 By Committee on Motor Vehicles and Transportation.	
Use of highway by vehicles.	
Referred	733
To sifting committee.	
Passed; ayes 29, nays 5.....	1037
Signed by President.....	1120
338 By Committee on Motor Vehicles and Transportation.	
Motor vehicles — defining same.	
Referred	733
Recommended passage.....	822
Passed; ayes 40, nays 1.....	1185
Signed by President.....	1209

H. F.	Page
339 By Committee on Motor Vehicles and Transportation.	
Motor vehicles.	
Referred	733
Recommended indefinite postponement	822
Rereferred	854
Recommended passage.....	875
Passed; ayes 39, nays 0.....	1184
Signed by President.....	1209
340 By Noble. Delinquent taxes.	
Referred	681
Recommended passage.....	817
Passed; ayes 27, nays 1.....	921
Signed by President.....	942
342 By Lepley. Township parks.	
Referred	1049
347 By Wolfe. Proceeding of board of supervisors.	
Referred	783
To sifting committee.	
Reported out.....	1140
Passed; ayes 47, nays 1.....	1183
Signed by President.....	1209
348 By Hill. Real estate.	
Referred	1138
Reported out.....	1250
Passed; ayes 33, nays 0.....	1273
Signed by President.....	1281
354 By Rhinehart. Acknowledgments within state.	
Referred	761
Recommended indefinite postponement	890
355 By Dewar. Examination of insurance companies.	
Referred	944
360 By Craig. J. W. Slocum.	
Referred	1138
Recommended passage.....	1155
Passed; ayes 40, nays 2.....	1231
Signed by President.....	1245
365 By Committee on Motor Vehicles and Transportation.	
Motor vehicles.	
Referred	783
To sifting committee.	
Passed; ayes 34, nays 0.....	1035
Signed by President.....	1120
366 By Committee on Motor Vehicles and Transportation.	
Motor vehicles.	
Referred	784
To sifting committee.	
Passed; ayes 36, nays 0.....	1034
Signed by President.....	1120
367 By Committee on Judiciary No. 1. Neglected children and widows' aid.	
Referred	761
To sifting committee.	
368 By Committee on Conservation of Resources. State board of conservation.	
Referred	1137

H. F.	Page	H. F.	Page
369 By Committee on Ways and Means. Taxation of bank stocks.		Passed; ayes 29, nays 1.....	1229
Referred	943	Signed by President.....	1245
Reported out.....	1171	386 By Committee on Judiciary	
Passed; ayes 40, nays 1.....	1187	No. 1. Town of Bellevue.	
Signed by President.....	1209	Referred	762
370 By Committee on Municipal Corporations. Director of the budget.		Recommended passage.....	891
Referred	908	Substituted for S. F. 294.....	994
371 By Committee on Municipal Corporations. Municipal finances.		Passed; ayes 31, nays 0.....	994
Referred	909	Signed by President.....	1091
374 By Committee on Judiciary		387 By Committee on Judiciary	
No. 2. Cigarette—tax.		No. 1. Forfeiture and cancellation of corporate charters.	
Referred	943	Referred	1228
375 By Committee on Judiciary		Withdrawn from committee.....	1274
No. 2. Selling price of articles manufactured by convict labor.		Passed; ayes 29, nays 1.....	1274
Referred to sifting committee..	943	Signed by President.....	1281
376 By Committee on Judiciary		388 By Committee on Judiciary	
No. 1. Linn county.		No. 1. Publication of lists of nominations.	
Referred	763	Referred	944
Recommended passage.....	890	389 By Saunders. Banks—	
Passed; ayes 33, nays 1.....	1077	amending House File 47.	
Signed by President.....	1120	Received	719
377 By Committee on Judiciary		Passed; ayes 37, nays 0.....	723
No. 2. Legal publications.		Signed by President.....	784
Referred	976	390 By Committee on Claims.	
Withdrawn from committee.....	1253	Hardin county.	
Passed; ayes 44, nays 2.....	1253	Referred	945
Signed by President.....	1280	Recommended passage.....	977
379 By Committee on Motor Vehicles and Transportation.		Passed; ayes 40, nays 0.....	1060
Motor carriers.		Signed by President.....	1120
Referred	762	391 By Sifting Committee. Town of Ossian.	
Amendment filed.....	924	Referred	944
Amendments filed.....	941	Reported out.....	979
Amendment offered.....	968	Passed; ayes 38, nays 0.....	995
Made special order.....	970	Signed by President.....	1091
Amended, passed; ayes, 33, nays 12	982	392 By Sifting Committee.	
Signed by President.....	1120	Creating a state banking board to advise with superintendent of banking.	
380 By Committee on Motor Vehicles and Transportation.		Received	1033
Motor vehicle carriers.		Passed; ayes 37, nays 0.....	1043
Referred to motor vehicles. S. J.	754, 762	Signed by President.....	1120
Amendment filed.....	924	393 By Sifting Committee.	
Amendment filed.....	941	Banking.	
Amended, passed; ayes 39, nays 10	985	Received	1033
Signed by President.....	1120	Passed; ayes 44, nays 1.....	1044
381 By Committee on Municipal Corporations. Street improvements.		Signed by President.....	1120
Referred	909	394 By Sifting Committee. Repairs to State Capitol and Historical Buildings.	
382 By Committee on Municipal Corporations. Street improvements.		Referred	1138
Referred	909	Recommended passage.....	1155
383 By Committee on Municipal Corporations. City planning commissioners.		Passed; ayes 36, nays 3.....	1232
Referred	1007	Signed by President.....	1245
Reported out.....	1140	396 By Committee on Claims.	
		Lyon County Farm Bureau.	
		Referred	1138
		Recommended passage.....	1156
		Passed; ayes 35, nays 9.....	1235
		Signed by President.....	1245
		397 By Committee on Claims.	
		F. J. Schadle.	
		Referred	1139
		Recommended passage.....	1155
		Passed; ayes 44, nays 0.....	1233
		Signed by President.....	1245

H. F.	Page	H. F.	Page
398 By Committee on Claims. D. E. Bullock.		Passed; ayes 39, nays 3.....	1162
Referred	1139	Signed by President.....	1209
Recommended passage.....	1156	403 By Committee on Appro- priations. Authorizing board of control to transfer certain funds.	
Passed; ayes 47, nays 0.....	1234	Received	1192
Signed by President.....	1245	Recalled	1197
399 By Committee on Claims. Marvin H. Wiegman.		Returned to House.....	1198
Referred	1138	Returned to Senate.....	1241
Recommended indefinite post- ponement	1155	Passed; ayes 38, nays 0.....	1254
Report rejected	1229	Signed by President.....	1280
Failed to pass; ayes 21, nays 18.	1230	404 By Sifting Committee. Amending House File 321.	
400 By Committee on Claims. Martha Hutchins.		Received	1197
Referred	1138	Passed; ayes 41, nays 7.....	1214
Recommended passage	1155	Signed by President.....	1245
Passed; ayes 46, nays 0.....	1233	406 By Hager. Amending House File No. 262 relating to inter-state bridges.	
Signed by President.....	1245	Received	1236
401 By Sifting Committee. Fraternal beneficiary socie- ties.		Passed; ayes 42, nays 0.....	1252
Received	1156	Signed by President.....	1280

SENATE RECORD ON SENATE JOINT RESOLUTIONS

S. J. R.	Page	S. J. R.	Page
1 By Gilchrist. Constitu- tional amendment relating to State Senators—no more than one to any one county.		2 By Shane. Additional em- ployees for 41st General As- sembly.	
Referred	370	Received	130
Recommended indefinite post- ponement	773	Passed; ayes 99, nays 1.....	131
Minority recommended passage	773	Signed by Speaker.....	151
Made special order.....	1116	3 By Roberts. Requiring sur- vey and report by the board of education on duplication and coordination in educa- tional institutions.	
Minority report substituted for majority	1138	Received, passed on file.....	1315
Passed; ayes 74, nays 27.....	1139	Passed; ayes 62, nays 12.....	1323
Signed by Speaker.....	1213	Signed by Speaker.....	1354

SENATE RECORD ON HOUSE JOINT RESOLUTIONS

H. J. R.	Page	H. J. R.	Page
1 By Graham. Constitutional amendment making women eligible to sit in either House of the legislature.		Introduced, referred.....	138
Introduced, referred.....	118	Recommended indefinite post- ponement	556
Recommended amendment and passage	142	Indefinitely postponed.	
Amendments adopted.....	165	3 By Rankin. Fixing com- pensation of officers and em- ployees of 41st General As- sembly.	
Passed; ayes 104, nays 0.....	166	Introduced	138
Received back.....	471	Passed; ayes 97, nays 0.....	139
Correctly enrolled.....	488	Received back.....	144
Signed by Speaker.....	489	Correctly enrolled.....	145
Sent to Governor.....	496	Signed by Speaker.....	145
Approved by Governor.....	584	Sent to Governor.....	149
2 By Graham. Ratifying pro- posed amendment to consti- tution of U. S. relative to child labor.		Approved by Governor.....	159

H. J. R.	Page	H. J. R.	Page
4 By Long. Amendment to state constitution prohibiting the granting of any annuity, bonus, or pension until submitted to vote of the people.		6 By Committee on Appropriations. Appointment of committee to consider and report proposed legislation relating to interstate bridges or tunnels between Iowa and Wisconsin.	
Introduced, referred.....	510	Introduced	1059
Recommended indefinite postponement	733	Passed; ayes 74, nays 12.....	1107
Indefinitely postponed.....	761		
5 By Committee on Municipal Corporations. Constitutional amendment allowing state, and any subdivision thereof, and any municipality to acquire lands for parks, highways, cemeteries, public buildings and all works that involve health, welfare and safety.		7 By Venard. Providing that House File 119 be effective upon publication.	
Introduced	820	Introduced	1243
		Passed; ayes 81, nays 1.....	1243
		Received back.....	1259
		Correctly enrolled.....	1319
		Signed by Speaker.....	1320
		Sent to Governor.....	1334
		Approved by Governor.....	1347



RESOLUTIONS

ACTION ON SENATE CONCURRENT RESOLUTIONS

- No. 1.—For inaugural committee, 8.
 - No. 2.—For short January recess, 15.
 - No. 3.—For committee book, 107.
 - No. 4.—Inviting Frank O. Lowden to address joint convention, 107.
 - No. 5.—For Farmers' Export Corporation, 111, 114.
 - No. 6.—Committee to visit state institution, 159, 177, 197.
 - No. 7.—Sherwood Eddy, 214, 218.
 - No. 8.—Investigation of department by director of the budget, 360, 418.
 - No. 9.—Clara Bahls, 824.
 - No. 10.—Sine die adjournment, 465, 510.
 - No. 11.—Western Union Telegraph Company, 642, 928.
 - No. 12.—Sand and gravel, 730, 745.
 - No. 13.—Heating plant, 828, 917.
 - No. 14.—Purchase of chairs by members, 1196.
-

RESOLUTIONS

ACTION ON HOUSE CONCURRENT RESOLUTIONS

- No. 1.—For joint convention to hear message and canvass vote, 10.
 - No. 2.—For joint committee on additional help, 11.
 - No. 3.—For Farmers Export Corporation, 113.
 - No. 4.—Codes for committee rooms and press galleries, 143.
 - No. 5.—Calling joint session to hear J. B. Weaver, 144.
 - No. 6.—Joint convention to hear Helen Keller, 164.
 - No. 8.—Rules book, 209.
 - No. 9.—Spring recess, 301, 322.
 - No. 10.—Pioneer Lawmakers, 289.
 - No. 11.—Congressional aid for agriculture, 413.
 - No. 14.—Palmetto Flag, 616.
 - No. 15.—Corn sugar, 700, 907.
 - No. 16.—Illinois cyclone, 730.
 - No. 17.—Farm taxes, 963, 1085.
 - No. 18.—Clerks after adjournment, 972, 1114.
 - No. 19.—New Orleans Exposition, 1250.
-

SENATE RESOLUTIONS

- On committee clerks, 7.
- James M. Wilson memorial, 124.
- Pages' salaries, 147.
- Warren Garst memorial, 150.
- Nicholas John Schruf memorial, 158.
- Federal aid, 217, 258, 266, 275.
- A. G. Kegler memorial, 263.
- M. W. Harman memorial, 388.

Washington's birthday, 394.
Justin R. Doran memorial, 462.
Sifting committee, 469.
Arthur Wadsworth memorial, 662.
Thomas Lambert memorial, 781.
D. A. Lyons memorial, 781.
On death of Governor Hammill's father, 896.
State library, 980.
Jay N. Darling, 1191.
Thanking employes, 1196.
Secretary and assistants thanked, 1284.

TOPICAL INDEX TO SENATE BILLS

ACCIDENTS—

Auto accidents to be reported to chief of police. 300, committee on motor vehicles.

AGRICULTURE—

Bonded warehouses for agricultural products. 7, Cessna.
Labeling of seeds. 37, Rigby.
County and district fair. 62, Bergman.
Taxation of sheep and swine. 47, committee on code revision.
Storage of agriculture products. 187, Buser.
Lien on grain to thrashers. 203, Snook.
Agricultural lime. 210, Clearman.
Labeling stock tonic. 220, Fulton.
Repealing law on hog cholera virus and serum. 240, Buser.
Repealing law on hog cholera serum laboratory at Ames. 254, Buser.

AMENDMENTS—

Relating to state senators. J. R. 1, Gilchrist.

ANIMAL INDUSTRY—

(See Agriculture)

ANNOTATIONS TO CODE—

Distribution of. 147, Ramsey.

APPEALS—

From award in condemnation proceedings. 267, Horchem.

APPROPRIATIONS—

Traveling expenses of superintendent of public instruction. 1, Shane.
State budget. 2, appropriations committee.
For commission for blind. 26, White.
Inaugural ceremonies. 32, Goodwin.
Drainage of Rice ake. 35, Gunderson.
Monthly appropriations to state institutions. 87, committee on code revision.
Expenses of R. T. Rhys, mine inspector. 60, Shane.
To assist blind to college education.
Proposed national encampment of G. A. R. 117, Rigby.
To repair and pave streets at State University. 142, Clearman.
To repair Iowa Memorial at Vicksburg. 137, Rigby.
Bust of S. J. Kirkwood. 137, Rigby.
Drainage tax against state lands. 153, Buser.
To erect monument at grave of Nathan Winton. 155, Ellis.
For mineral resource exhibit. 168, Ellis.
To finance state in buying and selling gasoline. 181, Bowman.
For educational building at fair grounds. 182, Goodwin.
For a natural history survey. 183, Goodwin.
To mark grave of Jacob Wiley, American Revolution soldier. 197, Fulton.
To construct draw bridge between East and West Okoboji lakes. 206, Breakenridge.
Installation of radio broadcasting station at State house. 256 Browne and Shinn.
For monument to Cyrus W. West. 285, Stanley.
Appropriation for state and other expenses (omnibus bill). 329, committee on appropriations.
Sesquicentennial International Exposition at Philadelphia. 326, committee on appropriations.
(See "Claims" for additional appropriations.)

ARCHITECTURE—

Board of architectural examiners. 25, Stoddard.

ASSESSMENT ROLLS—

Time of returning. 109, Baird.

ATTORNEY GENERAL—

Time of returning of real titles by.

ATTORNEYS

Admission to bar. 43, Bowman.

Fees and commission in liquor injunction proceedings. 50, Romkey.

AUTOMOBILES—

(See Motor Vehicles).

BANKS—

Interest on public funds. 9, Brookhart.

Bank depositors guarantee fund. 17, Bowman.

Receivership claims. 3, Brookhart.

Interest. 34, Brookhart.

Collection of assessment against stockholders. 38, Brookhart.

Deposit of public funds. 40, Dean.

Organization of credit unions. 56, Fulton.

Regulation of investment companies. 67, Cessna.

Refusal to make reports. 75, committee on code revision.

False rumors about bank's finances. 100, Johnston.

Published notice of transfer of city funds. 101, Fulton.

Bank embezzlements. 122, Roberts.

Deposits after insolvency. 123, Roberts.

False entries in bank books. 124, Roberts.

State banking board. 126, Brookhart.

Amount of deposits a bank may receive limited. 188, Buser.

Bank officers and employees, loaning money to themselves or relatives. 189, Buser.

Seventy-five per cent of bank capital and surplus to be invested in U. S. or state bonds. 195, Buser.

Bank funds may be invested in federal farm loan bonds. 211, Dean.

Making officials responsible for excess loans. 204, Roberts.

BARBERS—

Barber bill. 205, Bergman.

BEAUTY SHOPS—

Cosmetic-therapy. 129, Romkey.

BELLEVUE—

Certain appropriations made by. 294, Browne.

BIRDS AND ANIMALS—

Closed season for. 20, Gunderson; S. F. 28, White.

Fur-bearing animals and trapping. 13, Baird.

Protection of fur-bearing animals. 69, Ellis.

BLIND—

Commission for the blind. 26, White.

County aid to. 78, Fackler.

BLUE SKY LAWS—

Bringing sale of certain contracts under. 283, Fulton.

BOARD OF CONTROL—

Parole of women prisoners. 23, Brookins.
Duties of board of parole transferred to. 58, Cessna.
Duties of. 80, Kimberly.
Discharge of children from state institutions. 85, committee on code revision.
Monthly appropriations to state institutions. 87, committee on code revision.
Prepare list of persons ineligible to marry. 144, committee on child welfare.
Prohibiting oleomargarine at certain state institutions. 169, Gilchrist.

BOARD OF PAROLE—

Parole of women prisoners. 23, Brookins.
Abandonment of. 58, Cessna.

BOMBS WITH ODORS—

Throwing same into meetings. 278, Baird.

BONDS AND STOCKS—

Bonds in which insurance companies may invest. 114, Buser.
Additional bonds for burned schools. 136, Fulton.
Road bonds. 158, sub-committee on highways.
Banks to invest 75 per cent of capital and surplus in U. S. and state bonds. 195, Buser.
Requiring 65 per cent vote for favorable action on bond issue.
Fixing maximum interest on public bonds at 5 per cent.
Refunding primary road bonds. 291, Dean.

BONDS, SURETY—

Bonds for cost. 81, Gilchrist.

BOOK OF BRIEFS—

Distribution of. 190, Ramsey.

BRIDGES—

Draw bridge connecting East and West Okoboji lakes. 206, Breckenridge.

BUDGET—

State budget. 2, committee on appropriations.

BUTTERMILK—

Pasteurization not required. 215, Romkey; 262, Romkey.

CEDAR TOWNSHIP—

Legalizing transfer of certain funds. 275, Clark.

CEMETERIES—

Annual taxation on lots. 94, McLeland.

CHANGE OF VENUE—

In fraud cases. 154, Brookins.
In condemnation proceedings. 267, Horchem.

CHARITIES, PUBLIC—

Property to charities, exempted from inheritance tax. 4, Fulton.

CHILDREN—

Discharge of children from state institutions. 85, committee on code revision.
State aid to deaf children. 141, Horchem.
Children born out of wedlock. 134, committee on child welfare.
Admitting children of civil war veterans to Soliders' Home. 178, Stanley.

CIGARETTES—

Providing for refund and destruction of unused stamps. 269, Buser.

CITIES AND TOWNS—

Board of water works trustees. 6, Shane.
 Interest on public funds. 9, Brookhart.
 Detention hospitals. 73, Goodwin.
 Extension of water mains. 13, Baird.
 Removal of snow and ice from sidewalks. 14, Goodwin.
 Construction and repair of sewers. 15, Goodwin.
 Ownership, purchase and operation of waterworks. 16, Goodwin.
 City markets and charges for. 41, Stoddard.
 Powers of. 66, Snook.
 City or town councils. 74, Horchem.
 Powers to construct sewers. 98, Romkey.
 Pay of councilmen. 107, Baird.
 Constables' fees. 116, Slemmons.
 Number of councilmen in commission form cities. 125, Cavanaugh.
 Term of office of councilmen. 133, Bergman.
 Reports of officers, boards, commissions. 146, Cavanaugh.
 Permitting additional levy for 1925 and 1926. 161, Stoddard.
 Municipalities buying and selling gasoline. 181, Bowman.
 Purchase of voting machines. 196, Buser.
 Appointment of city officials. 202, Cavanaugh.
 Taxicab stands—500 feet from hotel. 219, Shaff.
 City aid to purchase state parks. 241, Goodwin.
 Division of first class cities into two districts for lighting purposes. 243, Goodwin.
 Compensation of city or town councilmen. 252, Horchem.
 Correction in street construction laws. 270, Goodwin.
 Examination by state auditor of accounts of. 315, committee on cities and towns.

CIVIL SERVICE—

Removal and discharge. 236, Horchem.
 Exempting corporation counsel from. 264, Ellis; 274, Goodwin.
 Additional examination for police and firemen. 288, Goodwin.

CLAIMS—

Indemnify Jos. J. Roeder. 295, committee on claims.
 Indemnify Midwest State Bank of Sioux City. 296, committee on claims.
 Indemnify Lynn Clements, Fred McMullen, and Robert McClaren. 297, committee on claims.
 Reimburse Jos. Kelso, Jr., for expenses. 289, committee on claims.
 Indemnify Wilfred Hirt. 299, committee on claims.
 Indemnifying W. W. Henshaw. 318, committee on claims.
 Reimbursing Edgar R. Harlan. 319., S. F. 321, committee on claims.
 Compensating Roy De Groat. 320, committee on claims.
 Compensating Dr. Paul E. Gibson. 325, committee on appropriations.

COMBINATIONS, POOL AND TRUSTS—

Investigation of. 165, Skromme.
 Unfair discrimination. 257, Browne.

CONSTABLES—

Fees of. 116, Slemmons.

CONSERVATION—

Board of and jurisdiction. 235, Horchem.

CONSTITUTIONAL AMENDMENT—

Limiting number of state senators to one in any one county. J. R. 1, Gilchrist

CONVICT LABOR—

On highways and parks. 279, Haskell.

CORPORATIONS—

Assessment of corporation stock. 44, Cavanaugh.
Legalizing corporations which failed to publish notice. 162, Campbell.
Unlawful discriminations. 257, Browne.

COUNTY AND TOWNSHIP—

Interest on public funds. 9, Brookhart.
County auditor to return unused copies of statutes. 89, Ramsey.
Salary of assistant county attorney. 104, Baird.
Returning assessment rolls. 109, Baird.
Township halls. 121, Campbell.
Custody of township halls. 121, Campbell.
Time of paying county officers. 138, Nelson.
To county clerks, lists of persons ineligible to marry. 144, committee on child welfare.
Township roads turned to county road system. 184, Bergman.
Township trustees as supervisory board of bonded warehouses. 187, Buser.
Inter-county levee and drainage. 193, Shinn; H. F. 247, Oliver.
County wards in public or private hospitals. 194, Cavanaugh.
Purchase of voting machines. 196, Buser.
Referee funds to county funds. 201, Buser.
Repair of county buildings. 231, McLeland.
Transferring county funds. 239, Gunderson.
Eligibility for county hospital trustees. 255, Rigby.
Authorizing sale of county public hospitals in counties of 135,000. 271, Goodwin.
Authorizing county manager plan. 308, Bergman.

COUNTY RECORDER—

Marginal notations on record of mortgages and contracts. 207, Clearman.

COURT AND COURT PROCEDURE—

Limitations on certain actions. 51, Romkey.
Challenge of jurors. 52, Romkey.
Action on obligations secured by mortgage. 57, Dean.
Change of venue. 154, Brookins.
Drawing of grand jurors. 175, Breckenridge.
Legalize acts of clerks of district courts. 304, Johnson.
Requiring clerk of supreme court to account for fees. 238, committee on judiciary No. 1.
Appeals from justice courts. 261, Cavanaugh.
Reports of criminal statistics to board of parole. 276, Fackler.
Additional witnesses without notice. 286, Nelson.

CREDIT UNIONS—

Organization, operation and supervision of. 56, Fulton.

CRIMINALS—

Rewards for arrest of. 157, Roberts.

DAIRY AND FOODS—

Unnecessary to pasteurize skimmed milk or buttermilk from tuberculosis-free cows. 262, Romkey.

DEAF CHILDREN—

State aid for education of deaf children. 141, Horchem.

DEBTS—

Personal exemption from. 145, Brookins.

DETECTIVES—

Unlawful to hold one's self out as a detective unless a peace officer. 233, Fackler.

DRAINAGE—

Appropriation for drainage of Rice Lake. 35, Gunderson.
 Levee and drainage districts. 36, Stoddard.
 Settling basins. 91, Stoddard.
 Lump payment of assessment. 150, Breakenridge.
 Inter-county drainage districts. 193, Shinn.
 Amendment to drainage laws. 317, committee on judiciary No. 1.
 Authorizing changes in drains after establishment of drainage district.
 327, committee on drainage.

EDUCATION, SCHOOLS—

Traveling expenses of superintendent of public instruction. 1, Stoddard.
 Qualifying of secretary and treasurer of school districts. 5, Gilchrist.
 Interest on public funds. 9, Brookhart.
 County high schools. 84, committee on code revision.
 Salary to school treasurer. 103, Roberts.
 Additional bonds for burned schools. 136, Fulton.
 Free stationery and supplies. 174, Clearman.
 Consolidated schools divided into wards. 192, Mills.
 Construction of sidewalks in certain school districts outside of cities. 242,
 Goodwin.
 Mining camp schools. 263, Ellis.
 Simplifying consolidation. 287, Goodwin.
 School secret societies, fraternities and sororities. 284, Gilchrist.

EDUCATIONAL INSTITUTIONS—

State board of education. 88, Brookhart.
 Educational building at fair grounds. 182, Goodwin.
 State board of education to erect dormitories at state educational institu-
 tions. 217, Clearman.
 Powers of board of education—to charge fees for non-curriculum activities.
 268, Reed.

ELECTIONS—

Use of voting machines. 21, Gilchrist.
 Election of hospital trustees. 72, Goodwin.
 Nomination by primary elections. 61, Gunderson.
 Elections of state central committees. 95, Buser.
 Election of consolidated school directors. 192, Mills.
 Nomination by primary elections. 212, Horchem.
 Compensation of election boards. 305, Stoddard.
 Term of office and fees of election registers. 307, Stoddard.

ELECTRIC LIGHTS—

Granting franchise at Primghar. 64, Dean.

ELEVATORS—

New regulations. 180, Cessna.

EMPLOYERS—

Workmen's compensation. 8, Campbell.
 Employers' liability and workmen's compensation. 30, Gilchrist.

EMPLOYMENT AGENCIES—

Legal rates for services. 139, Mills.

ENGINEERING EXAMINERS—

Election of secretary. 237, Fulton.

EXCESS LOANS—

Making bank officials responsible for. 204, Roberts.

EXECUTIVE COUNCIL—

Buying and selling gasoline. 181, Bowman.
Assessing unassessed property. 186, Fackler.
To supervise certain state lands. 251, Buser.

EXPRESS COMPANIES—

Defining—occupation tax fee—duties. 54, Buser.

FAIRS—

County and district fairs. 62, Bergman.

FARM ORGANIZATION—

Giving head of local farm organization custody of township hall. 121, Campbell.

FEDERAL AID ENGINEERING FUND—

Limiting same. 213, Skromme.

FEEDS—

Labeling stock tonic. 220, Fulton.

FEDERAL FARM LOAN ACT—

Insurance funds and bank funds invested in bonds. 211, Dean.

FINGER PRINTS—

Sheriffs to photograph and finger print persons accused of crime. 245, Fackler.

FIREMEN—

Additional tax for pension fund. 108, Baird.
Required hours. 152, Bowman.
Additional examinations for. 288, Goodwin.

FISH AND GAME—

Closed season for birds and animals. 20, Gunderson; 28, White.
Fur-bearing animals and trapping. 22, Gilchrist.
Protection of fur-bearing animals. 69, Ellis.
Allowing killing of certain game birds. 120, committee on fish and game.
Extending season for prairie chickens. 179, Ellis.
Upper Mississippi wild life and game refuge. 281, committee on conservation.

FRAUDS—

Change of venue in fraud cases. 154, Brookins.

GAME WARDEN—

(See Fish and Game)

GASOLINE—

Gasoline tax. 39, Bergman; 135, Bowman; 112, by special committee.
Buying and selling same by state, city or town. 181, Bowman.

GOVERNOR'S APPOINTMENTS—

Senate majority confirms. 92, Reed.

G. A. R. —

Appropriation for proposed national encampment. 117, Rigby.

HEALTH—

Department of health—hearings on polluted water supply. 259, Bowman.

G. A. HEALY—

Granting electric light franchise to. 64, Dean.

HIGHWAY COMMISSION—

(See Roads and Highways.)

HOG CHOLERA—

Repealing section on. 240, Buser.

Repealing law on serum laboratory at Ames. 254, Buser.

HOUSE OF REPRESENTATIVES—

Speaker's salary and time of payment. 176, Stoddard.

HOSPITALS—

Detention hospital. 73, Goodwin.

Municipal hospitals. 11, Brookins.

Election of hospital trustees. 72, Goodwin.

County supervisors renting wards in public or private hospitals. 194, Cavanaugh.

County hospital trustees—no physician or spouse of same eligible. 255, Rigby.

Authorizing sale of county hospitals in counties of 135,000 or over. 271, Goodwin.

HUNTING—

Closed season for birds and animals. 20, Gunderson; 28, White.

Fur-bearing animals and trapping. 21, Gilchrist.

Protection of fur-bearing animals. 69, Ellis.

Allowing killing of certain game birds. 120, committee on fish and game.

INDICES—

Marginal notations on records of county recorders. 207, Clearman.

INHERITANCE TAX—

Exemptions from. 4, Fulton; 31, Goodwin.

Fees and refunds of. 246, Stoddard.

INSURANCE—

Fraternal life insurance. 149, Fackler.

Fire insurance. 160, Campbell.

Fidelity insurance. 161, Campbell.

Deposits to cover valuation of policies. 164, Goodwin.

Surety, fidelity and indemnity contracts. 172, Fulton.

Co-insurance. 173, Fulton.

Consolidation of fraternal beneficiary societies. 221, Brookhart.

Fraternal beneficiary societies—insurance on lives of children. 323, committee on insurance.

Fraternal beneficiary societies—endowment plan. 324, committee on insurance.

INSURANCE DEPARTMENT—

Deposit of sheriff's certificate of sale with. 102, Fulton.

Bonds in which insurance companies may invest. 113, Fulton.

Deposits of life insurance companies to cover valuation of policies. 164, Goodwin.

INTEREST—

Interest rates. 34, Brookhart.

INTOXICATING LIQUORS—

Manufacture, possession and sale of. 12, Romkey.

Evidence of violation. 29, Romkey.

Fees and commission in liquor injunctions. 50, Romkey.

Record of permits to obtain. 70, Romkey.

Jail and fine for bootlegging. 99, Romkey.

Presumptive evidence. 110, committee on code revision.
Prohibiting bench paroles in liquor cases. 119, Ellis.
Destruction of any liquid when property is being searched. 131, Romkey.
Canned heat. 191, Romkey.
Requiring reports of liquor received by permit holders. 273, Romkey.

IOWA GEOLOGICAL SURVEY—

To carry on natural history survey. 183, Goodwin.

IOWA MEMORIAL AT VICKSBURG—

Repairing of. 137, Rigby.

JUDICIARY, JUDGES AND JURIES—

Channenge of jurors. 52, Romkey.
First degree murder cases. 77, Shinn.
Bonds for cost. 81, Gilchrist.
Number of judges in district. 148, Perkins.
Drawing of grand jurors. 175, Breakeyridge.
Police court judges. 177, Shane.
Reducing number of judges in first district. 222, Snook.
Salaries and expenses of judges. 247, Stoddard.
Compensation of supreme court judges. 328, sifting committee.

KIRKWOOD, SAMUEL J.—

Bust of. 137, Rigby.

LABOR—

Workmen's compensation. 8, Campbell.
Employers' liability and workmen's compensation. 30, Gilchrist.
Providing additional protection to railroad employees. 111, Buser.

LEGALIZING ACT—

Ordinance at Primghar. 64, Dean.
Contract of Wickham Bridge & Pipe Company. 82, Baird.
Transfer of county bridge fund to county road fund in Palo Alto county.
208, Breakeyridge.
A special election of Webster City. 272, Schmedika.
Transfer of certain funds in Cedar township, Monroe county. 275, Clark.
Transfer of certain funds in Melrose. 280, Clark.
Louisa County Fair Associations' report for 1923. 290, Buser.
Certain appropriations made by Bellevue. 294, Browne.
Legalizing corporate period of Iowa Dairy Co. 309, Horchem.

LEGISLATIVE ACTS—

Publication of. 45, Goodwin.
Publication of. 132, Fulton.

LIBRARY TRUSTEES—

Annual financial report of. 128, Cavanaugh.

LIENS—

Upon automobiles. 53, Dean.
Upon automobiles for repairs. 90, Ellis.
Upon live stock by veterinarians. 59, Dean.
Upon grain by threshers. 203, Snook.

LIEUTENANT GOVERNOR—

Salary and time of payment. 176, Stoddard.

LIME—

Agricultural lime—posting analysis. 210, Clearman.

LIVE STOCK—

Right of lien by veterinarians. 59, Dean.

MARRIAGE—

List of persons ineligible to marry. 144, committee on child welfare.

MELROSE—

Legalizing transfer of funds. 280, Clark.

MEMORIAL HALLS AND MONUMENTS—

Repairing of Iowa Memorial at Vicksburg. 137, Rigby.

Monument to Nathan Winton. 155, Ellis.

Monument to Jacob Wiley, American Revolution soldier. 197, Fulton.

Markers and monuments for graves of American Revolutionary soldiers and sailors. 277, committee on appropriations.

MILITARY AFFAIRS—

Soldiers' tax exemption. 115, Baird.

Appropriation—G. A. R. national encampment. 117, Rigby.

Monument to Jacob Wiley, American Revolution soldier. 197, Fulton.

Creating a commission to locate graves of American Revolutionary soldiers and sailors. 277, committee on appropriations.

MINERAL RESOURCE—

Building for exhibiting. 168, Ellis.

MINES AND MINING—

Washing facilities for coal miners. 24, Ellis.

Expenses of mine inspector. 60, Shane.

Mining camp schools. 263, Ellis.

Expenses of mine inspectors. 249, Stoddard.

MONUMENTS—

(See Memorial Halls and Monuments)

MORTGAGES—

Redemption from execution sale. 46, committee on code revision.

Certificate of sheriff's sale. 102, Fulton.

Notice of rights of redemption. 105, Campbell.

Exempting from taxation, amount of mortgage on real estate. 143, Brookhart.

Marginal notation on record of county recorder. 207, Clearman.

MOTOR VEHICLES—

Standard requirements for gasoline. 33, Buser.

Liens upon. 53, Dean.

Permanent license plates. 63, Slemmons.

Lien upon for repairs. 90, Ellis.

Motor department inspectors as peace officers. 302, committee on motor vehicles.

Use of roads when passing another car. 303, committee on motor vehicles.

Revising truck fee and reducing auto license. 216, Bergman.

Re-enacting laws on motor vehicle carriers. 244, Cessna.

Requiring sheriffs to report theft and recovery of same to Bureau of Criminal Investigation. 244, Fackler.

Accidents to be reported to chief of police. 300, committee on motor vehicles.

Parking regulations. 301, committee on motor vehicles.

Seizure of autos with altered numbers. 266, Fackler.

Motor vehicle carriers—defining same—tax levy. 311, committee on motor vehicles.

Supervision of motor carriers by railroad commission. 310, committee on motor vehicles.

Changing method of handling motor license fees. 307, committee on ways and means.

MUNICIPAL AFFAIRS—

(See Cities and Towns.)

OFFICIALS, STATE—

Holding two offices. 27, White.

OKOBOJI LAKES—

Draw bridge to connect East and West lakes. 206, Breakenridge.

OLEOMARGARINE—

Prohibiting its use at certain state institutions. 169, Gilchrist.

OPTOMETRIST—

Reducing license fee. 112, Reed.

PALO ALTO COUNTY—

Legalizing transfer of fund. 208, Breakenridge.

PARKS—

Des Moines and Raccoon River channels for state park. 118, Goodwin.

Convict labor on state parks. 279, Haskell.

Jurisdiction of board of conservation. 235, Horchem.

City aid to purchase state parks. 241, Goodwin.

PAROLES—

Parole of women prisoners. 23, Brookins.

PASTEURIZATION—

Unnecessary to pasteurize skimmed milk or buttermilk from tuberculosis-free cows. 262, Romkey.

Repealing law on buttermilk. 215, Romkey.

Of skimmed milk. 289, committee on agriculture.

PLANT LIFE—(Wild)—

Protection of. 282, committee on conservation.

POLICE—

Additional tax for pension fund. 108, Baird.

Unlawful to hold one's self out as a detective unless a peace officer. 233, Fackler.

Exempting home of. 214, Romkey.

Auto accidents to be reported to chief of police. 300, committee on motor vehicles.

Additional examinations for. 288, Goodwin.

POLITICAL ORGANIZATIONS—

Election of state central committee. 95, Buser.

POLL TAX—

Collection of poll tax from residents. 140, Shaff.

Poll tax to be paid county treasurer. 184, Bergman.

POOL HALLS—

(See Billiard and Pool Halls.)

POOLS AND TRUSTS—

(See Combination, Pools and Trusts.)

POOR—

Support of. 48, committee on code revision.

PRIMARIES—

Nomination by. 61, Gunderson.

Voters to be furnished with ballots of all parties. 212, Horchem.

PRINTING—

Compensation to newspapers. 45, Goodwin.

State printing to be done in Iowa. 170, Ellis.

Session laws. 190, Ramsey.

PROPERTY—

Demands against estate. 19, Johnston.

Redemption from execution sale. 46, committee on code revision.

Lien on personal property. 83, Stoddard.

Notice of right of redemption from tax sale. 105, Campbell.

Marginal notation of county recorder on mortgages and contracts. 207, Clearman.

PUBLIC UTILITIES—

(See Railroads)

Express companies—occupational tax. 54, Buser.

Telegraph and telephone service and rates. 71, Rees.

PUBLIC FUNDS—

Interest on. 9, Brookhart.

RACCOON AND DES MOINES RIVER CHANNELS—

At Des Moines, for state park. 118, Goodwin.

RADIO BROADCASTING—

Installation of station at state house. 256, Browne and Shinn.

RAILROADS—

Transportation. 10, Romkey.

Assessment of. 42, Brookhart.

Sleeping berths on live stock trains. 55, Campbell.

Occupation tax. 68, Buser.

Liability of railroad corporations. 86, committee on code revision.

Automatic fire box doors on locomotives. 111, Buser.

Changing railroad crossings. 163, Buser.

Assessments on freight cars. 258, Perkins.

RAILROAD COMMISSIONERS—

To investigate unlawful pools and trusts. 165, Skromme.

RAPE—

Crime of. 49, committee on code revision.

REAL ESTATE—

Demand against estate. 19, Johnston.

Exempting from taxation amount of mortgage on real estate. 143, Brookhart.

Redemption from execution sale. 46, committee on code revision.

Marginal notation of county recorder on mortgages and contracts. 207, Clearman.

Forfeiture of real estate contracts. 313, committee on judiciary No. 1.

RECEIVERSHIPS—

Priority of claims. 3, Brookhart.

REFEREE FUNDS—

Turned to county fund by county officials. 201, Buser.

REMOVAL FROM OFFICE—

For cause. 127, Fackler.

RETRENCHMENT AND REFORM COMMITTEE—

Elimination of. 18, Fulton.

Repealing authority of same during legislative recess. 232, Fulton.

Election of. 250, Fulton.

REWARDS—

For arrest of criminals. 157, Roberts.

For apprehension and delivery of convicts. 248, Stoddard.

RICE LAKE—

Appropriation for drainage of Rice Lake. 35, Gunderson.

RIVERS AND STREAMS—

Hearings on polluted waters. 259, Bowman.

ROADS AND HIGHWAYS—

Primary and secondary roads. 65, Roberts.

Primary and county roads. 79, Bowman.

Co-ordinating laws with Federal aid requirements. 159, sub-committee on highways.

Road bonds. 158, sub-committee on highways.

Standard width of. 166, Schmedika.

Highway improvement specifications. 185, Buser.

Township roads included in county road system. 184, Bergman.

Convict labor on. 279, Haskell.

Highway commission settling disputes on county line road matters. 223, Fackler.

Refunding primary road bonds. 291, Dean.

SCALES—

Licensing of public scales. 76, committee on code revision.

SCHOOLS—

(See Education, Schools)

SESSION LAWS—

Publication of. 190, Ramsey.

SEWERS—

Construction and repairs of. 15, Goodwin.

Powers of cities to construct. 98, Romkey.

Structures for control of surface water. 198, Romkey.

Joint sewer systems. 292, Goodwin.

Assessment on. 322, committee on cities and towns.

SHERIFFS—

Certain fees in counties of 100,000 or more. 265, Goodwin.

Report of stolen and recovered autos to Bureau of Criminal Investigation. 244, Fackler.

Photographing and finger-printing persons accused of crime. 245, Fackler.

SIOUX CITY—

Granting state right to river front to. 316, committee on cities and towns.

SOLDIERS—

Extending filing time for bonus. 130, Ellis.

SOLDIERS' HOME—

Admitting children of civil war veterans. 178, Stanley.

SPEAKER OF HOUSE—

Salary and time of payment. 176, Stoddard.

SPECIAL ASSESSMENTS—

(See Taxation)

STATE BANKING BOARD—

Creation of—duties. 126, Brookhart.

STATE BOARD OF EDUCATION—

(See Educational Institutions)

STATE BONDS—

Seventy-five per cent of bank surplus and capital to be invested in U. S. and state bonds. 195 Buser.

STATE FUNDS—

Transferring unexpected funds to general fund. 199, Stanley.

STATE GAME WARDEN—

(See Fish and Game)

STATE GOVERNMENT—

Interest on public funds. 9, Brookhart.

Holding two offices. 27, White.

STATE INSTITUTIONS—

Prohibiting oleomargarine at. 169, Gilchrist.

STATE PARKS—

Certain land for, at Des Moines. 118, Goodwin.

STINK BOMBS—

Throwing same into meetings. 278, Baird.

SUPERVISORS—

Disagreement between boards on county line matters. 223, Fackler.

Renting county wards in public or private hospitals. 194, Cavanaugh.

Purchase of voting machines. 195, Buser.

SUPERINTENDENT OF PRINTING—

Printing contracts to be placed in Iowa. 170, Ellis.

County auditor returning certain statutes to. 89, Ramsey.

Distribution of annotations to code. 147, Ramsey.

Compilation of session laws. 190, Ramsey.

SUPERINTENDENT OF PUBLIC INSTRUCTION—

Traveling expenses. 1, Stoddard.

SURETY BONDS—

(See Bonds, Surety)

TAXATION—

Exemption from inheritance tax. 4, Fulton; 31, Goodwin.

Gasoline tax. 39, Bergman; 135, Bowman; 312, special committee.

Taxation of sheep and swine. 47, code revision committee.

Taxation. 93, Clark.

Annual assessment on cemetery lots. 94, McLeland.

Time of returning assessment rolls. 109, Baird.

Soldiers' tax exemption. 115, Baird.

Exempting amount of mortgage on real estate. 143, Brookhart.

Legalizing certain levies of taxes. 171, Rankin.

Additional levy for cities and towns for 1925 and 1926. 151, Stoddard.

Date of payment of taxes. 156, Schmedika.
War veterans exempt from all specials. 171, Campbell and Mills.
Poll tax to be paid county treasurer. 184, Bergman.
Executive council to assess property omitted from assessment. 186, Fackler.
No special assessments on primary and secondary roads in improvements.
200, Buser.
Penalties if not paid April 1st and October 1st. 209, Schmedika.
Exemption from taxation—home of policemen or marshal. 214, Romkey.
City assessor's salary in cities of 25,000 or more. 218, Shaff.
Delinquent tax collection—10 per cent to collectors. 253, Buser.
Assessment of freight cars. 258, Perkins.
Sewers and street improvement assessments. 322, committee on cities and towns.

TAXICAB—

Stands not closer than 500 feet from hotel. 219, Shaff.
Responsible for injury to passengers. 260, Snook.

TELEGRAPH AND TELEPHONE—

Service and rates of. 71, Rees.

THRASHERS—

Lien on grain. 203, Snook.

TOWNSHIP AFFAIRS—

(See County and Townships)

TRANSPORTATION LINES—

Transportation lines. 10, Romkey.

TRUSTS—

(See Combination, Pools and Trusts)

UNITED STATES BONDS—

Seventy-five per cent of banking capital and surplus invested in U. S. and state bonds. 195, Buser.

UPPER MISSISSIPPI RIVER WILD LIFE AND FISH REFUGE—

Granting certain land to U. S. for. 281, committee on conservation.

VETERINARIANS—

Right of lien on stock treated. 59, Dean.

VOTING MACHINES—

Use of. 21, Gilchrist.
Purchase of. 196, Buser.

WAREHOUSES—

Bonded warehouses for agricultural products. 7, Cessna.

WATERWORKS—

Board of waterworks trustees. 6, Shane.
Extension of water mains. 13, Baird.
Ownership, purchase and operation. 16, Goodwin.

WEBSTER CITY—

Legalizing a special election in. 271, Schmedika.

WEST, CYRUS W.—

Monument for. 285, Stanley.

WICKHAM BRIDGE & PIPE COMPANY—

Legalizing contract with Council Bluffs. 82, Baird.

WILD PLANT LIFE—

Protection of. 282, committee on conservation.

WILEY, JACOB—

Monument to mark grave. 197, Fulton.

WINTON, NATHAN—

Appropriation to erect monument. 155, Ellis.

WORKMEN'S COMPENSATION—

Workmen's compensation. 8, Campbell.

Limitation of action. 96, Cavanaugh; 97, Cavanaugh.

SENATE GENERAL INDEX

ADDITIONAL HELP—

Report of committee on.....	55
-----------------------------	----

ADDRESSED THE SENATE—

Byron W. Newberry.....	15
John R. Price.....	151
Lloyd Thurston.....	234
O. B. Harding.....	236
Former Senator Ethell.....	369
J. H. Trewin.....	323
Senator Mills.....	401
Senator Snook on his 76th birthday.....	
W. S. Kight.....	426
Former Senator Anderson.....	441
Rev. Chas. S. Medbury.....	661
Wm. Morrow of Australia.....	661
Former Senator Gilliland.....	662
Smith W. Brookhart.....	828
A. B. Cummins.....	931

ADJOURNMENT—

Resolution for adjournment for short January recess.....	15
--	----

BAIRD, W. S.—Senator Nineteenth District.

Bills introduced.....	13, 82, 104, 107, 108, 109, 115, 278
Committee assignments.....	58, 87, 100, 1237
Petitions presented.....	269, 283, 290, 434, 544, 577, 773
Amendments offered.....	301, 334, 899, 938, 110, 1257
Resolutions offered.....	8
Motions made.....	87, 219, 226, 254, 256, 257, 275, 282,
	289, 333, 334, 336, 337, 338, 362, 363, 365, 366, 427, 461, 582, 636, 638,
	672, 683, 777, 778, 809, 912, 925, 951, 1059, 1248, 1251, 1258, 1272, 1273
Leave of absence granted.....	148, 179, 303, 390, 463, 474, 482, 497, 590, 708
Raised point of order.....	355, 777, 1188, 1190, 1256, 1257

BENSON, C. A.—Senator Thirty-sixth District.

Bills introduced.....	230
Committee assignments.....	7, 15, 100, 1287
Petitions presented.....	183, 390, 612
Amendments offered.....	594, 826, 911, 1017
Motions made.....	900, 901, 1081, 1082
Raised point of order.....	586, 898
Leave of absence granted.....	445

BERGMAN, A. H.—Senator Twenty-ninth District.

Bills introduced.....	39, 62, 133, 184, 205, 216, 308
Committee assignments.....	8, 14, 100, 568, 1226
Petitions presented.....	391 496
Amendments offered.....	440, 829, 941, 1000, 1239
Motions made.....	13, 114, 151, 188
	205, 225, 286, 408, 543, 622, 999, 1001, 1002, 1026, 1056, 1075, 1240, 1276
Leave of absence granted.....	179, 242, 303, 410

BOARD OF CONTROL—

Report by.....	89
----------------	----

BOWMAN, M. L.—Senator Thirty-eighth District.

Bills introduced.....	17, 43, 79, 135, 152, 181,	259
Committee assignments.....	7, 100, 151, 264, 568, 576,	1287
Petitions presented.....		544
Amendments offered.....		
255, 407, 607, 617, 825, 881, 885, 986, 1105, 1107, 1161, 1167,		1203
Raised point of order.....		871, 1093
Resolutions offered.....		263
Motions made.....		
7, 59, 151, 204, 268, 294, 388, 407, 419, 434, 444, 475, 491, 516, 532,		
533, 547, 629, 682, 686, 696, 728, 729, 788, 779, 780, 939, 984, 1017,		1116
Remarks by, printed in the journal.....		446
Leave of absence granted.....		155
Explanation of vote.....		1271

BREAKENRIDGE, W. J.—Senator Forty-seventh District.

Bills introduced.....	150, 175, 206,	208
Committee assignments.....	7, 58, 101, 882,	1226
Petitions presented.....		555, 577
Amendments offered.....	703, 816, 880, 1019, 1047, 1119, 1132, 1133, 1153,	1195
Motions made.....		
555, 580, 716, 717, 814, 816, 826, 827, 828, 1021, 1922, 1026,		
1027, 1065, 1066, 1182, 1193, 1194, 1215, 1238, 1239, 1243, 1244,		1245
Presided at session of Senate.....		608
Leave of absence granted.....	237, 463,	889

BROOKHART, J. L.—Senator Tenth District.

Bills introduced.....	3, 9, 34, 38, 42, 88, 126, 143,	221
Committee assignments.....	101, 125, 194,	420
Presided at session of Senate.....		345, 547
Petitions presented.....		421
Amendments offered.....	198, 301, 317	
350, 364, 530, 553, 595, 599, 620, 631, 640, 671, 684, 717, 755, 756,		
826, 856, 897, 898, 910, 911, 912, 936, 984, 998, 1149, 1153, 1198,		1203
Motions made.....	56, 60, 61, 120, 161, 164, 173, 178,	
203, 210, 224, 225, 227, 262, 265, 281, 291, 297, 302, 323, 324, 341,		
357, 382, 401, 409, 417, 466, 470, 511, 590, 608, 611, 639, 641, 653,		
686, 711, 712, 713, 717, 720, 723, 727, 777, 780, 805, 827, 865, 904,		
914, 942, 1044, 1045, 1058, 1069, 1070, 1130, 1144, 1148, 1250, 1223, 1231		
Raised point of order.....	277,	
349, 466, 476, 511, 565, 589, 701, 778, 871, 896, 912, 968, 1007,		1258
Leave of absence granted.....	230, 242,	249
Made ruling while presiding.....		548

BROOKINS, A. T.—Senator Forty-fourth District.

Bills introduced.....	S. F. No. 11, 23, 145,	156
Committee assignments.....	7, 101, 882,	1226
Petitions presented.....	243, 320, 391, 482, 576,	889
Amendments offered.....	491, 503, 779, 897, 898, 941, 983, 986, 1001, 1108, 1110	
Resolutions offered.....		465
Motions made.....	7, 55,	
125, 151, 275, 279, 319, 324, 342, 397, 490, 491, 504, 506, 510, 635,		
746, 873, 879, 898, 899, 904, 964, 968, 969, 970, 982, 984, 985, 990,		
991, 998, 999, 1034, 1035, 1036, 1037, 1038, 1049, 1170, 1184, 1185, 1192		
Raised point of order.....	548, 1206	

BROWNE, CHARLES S.—Senator Twenty-third District.

Bills introduced.....	167, 256, 257,	294
Committee assignments.....	5, 101, 781,	1287
Petitions presented.....	473, 482, 496,	556
Amendments offered.....	295,	1117
Resolutions offered.....		781

Motions made.....	5, 564, 723, 724, 758, 759, 781, 1051, 1053, 1057, 1058, 1059, 1061, 1062, 1079, 1124, 1125, 1266, 1287
Leave of absence granted.....	95, 357

BUDGET DIRECTOR—

Special report by.....	764
------------------------	-----

BUSER, JONAS D.—Senator Twentieth District.

Bills introduced.....	33, 54, 68, 95, 106, 111, 114, 153, 163, 185, 187, 188, 189, 195, 196, 200, 201, 240, 251, 253, 254, 269, 290	290	
Committee assignments.....	1, 87, 101, 150, 209, 287,	568	
Presided at session of Senate.....		345, 354	
Petitions presented.....	243, 434, 482,	544	
Amendments offered. 169, 247, 265, 300, 322, 407, 424, 430, 433, 458, 516, 543, 547, 552, 554, 580, 594, 620, 633, 636, 651, 661, 696, 721, 728, 744, 755, 779, 792, 793, 794, 815, 827, 829, 835, 849, 880, 885, 887, 888, 899, 934, 936, 938, 939, 973, 980, 998, 1000, 1001, 1002, 1936, 1055, 1066, 1099, 1102, 1107, 1141, 1146, 1161, 1199, 1204, 1242		1242	
Made ruling while presiding.....		349, 555	
Resolutions offered.....		360, 469	
Motions made.....	12, 140, 170, 181, 244, 258, 278, 282, 287, 289, 300, 323, 328, 332, 341, 346, 384, 388, 418, 419, 437, 472, 481, 514, 515, 533, 553, 566, 571, 572, 576, 580, 582, 585, 588, 589, 594, 595, 601, 627, 629, 636, 637, 638, 660, 661, 686, 722, 743, 744, 746, 776, 777, 786, 811, 812, 840, 865, 868, 873, 899, 911, 912, 921, 922, 940, 947, 948, 966, 1012, 1018, 1019, 1043, 1047, 1068, 1069, 1079, 1080, 1081, 1095, 1098, 1112, 1119, 1141, 1188, 1190, 1193, 1215, 1216, 1221, 1224, 1255, 1236, 1258, 1259, 1276		1276
Raised point of order.....		173, 211, 215, 245, 250, 267, 276, 301, 322, 407, 492, 512, 512, 525, 532, 548, 552, 564, 565, 577, 587, 609, 626, 708, 828, 840, 873, 904, 911, 1013, 1043, 1045, 1166, 1210, 1215, 1216, 1226, 1256, 1257	1257
Appealed from decision of the chair.....		277, 1190	

CAMPBELL, ED. H.—Senator Forty-sixth District.

(See also President Pro Tempore.)

Bills introduced.....	8, 55, 105, 121, 160, 161, 162, 171
Committee assignments.....	101, 394
Petitions presented.....	123, 141, 145, 191, 192, 230, 283, 390, 391, 421, 507, 687, 688
Amendments offered.....	190, 510, 511, 619, 621, 785, 816, 919
Explanation of vote.....	839
Elected president pro tempore of the senate.....	13
Motions made.....	88, 126, 168, 169, 221, 222, 242, 246, 250, 445, 496, 598, 608, 609, 652, 701, 704, 724, 725, 727, 748, 77, 784, 785, 805, 817, 837, 838, 839, 840, 865, 873, 882, 904, 916, 917, 922, 935, 948, 974, 996, 997, 1018, 1019, 1084, 1085, 1126, 1127, 1166, 1188, 1191, 1214, 1215
Leave of absence granted.....	179, 290, 303, 319, 329, 342, 357
Raised point of order.....	512, 526, 702, 777, 964

CANVASS OF VOTE—

Report of tellers.....	62
------------------------	----

CAVANAUGH, E. E.—Senator Twenty-seventh District.

Bills introduced.....	44, 96, 97, 125, 128, 146, 194, 202, 229, 261
Committee assignments.....	101, 882, 1237
Petitions presented.....	216, 390, 391, 434
Amendments offered.....	266, 533, 594, 626, 668, 671, 755, 786, 856, 898, 950, 987
Presided at session of Senate.....	580, 669
Motions made.....	161, 162, 163, 173, 184, 185,

198, 219, 220, 221, 235, 236, 283, 368, 396, 400, 461, 526, 586	
589, 597, 598, 630, 791, 795, 796, 807, 901, 902, 907, 919, 948,	
949, 965, 997, 1056, 1057, 1083, 1084, 1147, 1195, 1239, 1240, 1270	
Made ruling while presiding.....	670
Leave of absence granted.....	141, 242, 410, 708
Raised point of order.....	548, 627

CESSNA, T. C.—Senator Twelfth District.

Bills introduced.....	7, 58, 67, 180, 224
Committee assignments.....	58, 101, 663
Amendments offered.....	336, 669, 755, 882, 937, 986, 1102, 1117
Resolutions offered.....	454, 662
Motions made.....	6, 7, 54, 108, 109, 191, 230, 281, 290, 335, 336
340, 382, 409, 426, 495, 533, 664, 667, 668, 669, 683, 778, 1002, 1091	
Raised point of order.....	1104, 1166
Leave of absence granted.....	114, 141, 175, 179, 242, 303, 497

CHAPLAINS—Committee on 7.

Herbert Scott	1
DeWitt L. Foster.....	13
W. A. Shullenberger.....	55
J. E. Wolfe.....	60
Allen Birchenough	95
Geo. E. Purdy.....	109
C. W. Cleveland.....	123
Alfred T. Bishop.....	126
A. W. Armstrong.....	141
H. L. P. Jones.....	145
S. A. Fulton.....	148
A. F. Newell.....	155
J. J. Bushnell.....	166
Fred T. Mayer-Oakes.....	175
J. F. Baker.....	179
Thomas Carson	182
Rev. Father Hansen.....	191
E. H. Stranahan.....	205
C. Wm. Bast.....	216
S. A. McCollam.....	230
Howard P. Young.....	242
G. W. Robinson.....	249
B. J. Trickey.....	263
J. P. Hehner.....	269
Russell G. Nye.....	283
Edward Duea	290
J. S. Milholland.....	303
Eugene Manhelemer	319
E. G. Williams.....	329
Warren E. Stiles.....	342
L. A. Dale.....	357
J. T. Stewart.....	390
John C. Parsons.....	410
Dilman Smith	421
M. E. Nethercut.....	434
J. T. Snyder.....	445
DeWitt L. Foster.....	463
Wm. Mack	473
R. E. Mendenhall	496
James W. Johnson.....	506
O. B. Lee.....	524
A. P. Blough.....	544
H. R. Campbell.....	555
R. B. Fisher.....	576, 612
D. F. Landis.....	590

E. W. Curtis.....	631
C. W. Heady.....	653
C. H. Van Metre.....	673
P. W. Pfaltzgraff.....	687
A. A. Heath.....	705
Jas. E. Mathney.....	737
Peter Nordsletter.....	773
Laura Peace.....	806
C. H. Schlesselman.....	833
Carl Brown.....	866
R. W. Robinson.....	889
C. M. Pierce.....	726
LeRoy C. Cooley.....	963
Leonard A. Spooner.....	975
Senator Loyd Ellis.....	1032
James T. Nichols.....	1092

CLARK, W. A.—Senator Fifteenth District.

Bills introduced.....	93, 275, 279
Committee assignments.....	20, 101
Petitions presented.....	263, 290, 391, 434
Amendments offered.....	364, 911, 1112
Motions made.....	20, 249, 364, 365, 384, 290, 417, 436, 437, 478, 991, 1072, 1073, 1185, 1186
Leave of absence granted.....	237

CLEARMAN, GEO. M.—Senator Twenty-fifth District.

Bills introduced.....	142, 174, 207, 210, 217
Committee assignments.....	102, 394, 1237
Petitions presented.....	283, 391, 496, 507, 544, 687
Amendments offered.....	395, 608, 973
Motions made.....	395, 607, 1016, 1055, 1056, 1076, 1085, 1160, 1161, 1162, 1276
Leave of absence granted.....	191, 445

CODE REVISION—

Recommendations of code editor received.....	109
--	-----

CREDENTIALS—

Committee on appointed.....	1
Report of committee.....	2

COMMITTEES, SPECIAL—

On credentials.....	1
To notify the Governor.....	5, 1287
To notify the House.....	5, 1287
On chaplains.....	7
On mileage.....	7
On committee rooms.....	7
On committee clerks.....	8
On additional help (joint).....	10
On inauguration (joint).....	8
To escort newly elected president pro tempore to the desk.....	14
To escort former Senator Newberry to the desk.....	15
On office space in the capitol building (joint).....	58
To notify Governor-elect Hammill and Lieutenant Governor-elect Kimball (joint).....	64
To escort Lieutenant-Governor Kimball to the chair.....	87
To notify Frank O. Lowden.....	115
Memorial for James M. Wilson.....	125
Memorial for Warren Garst.....	150
To escort John R. Price to the desk.....	151
Memorial for Nicholas John Schruf.....	158

To arrange joint convention to hear Sherwood Eddy.....	194
To escort Helen Keller and party to rostrum.....	199
To consider advisability of a visit to Iowa City.....	212
To escort ex-Senator Thurston to the desk.....	234
To escort O. B. Harding to the desk.....	236
Memorial for A. G. Kegler.....	263
To escort former Senator Ethell to the desk.....	369
To represent the Senate at G. A. R. exercises.....	287
To notify Sherwood Eddy.....	341
To notify Pioneer Lawmakers.....	283
Memorial for M. W. Harmon.....	388
On Washington's birthday program.....	394
To escort Senator Snook to the desk on his 76th birthday.....	401
Memorial for Justin R. Doran.....	462
On gasoline tax bill.....	568
Memorial for Arthur Wordsworth.....	663
Memorial for Thomas Lambert.....	781
Memorial for D. A. Lyons.....	782
To draft resolutions on death of Governor Hammill's father.....	893
COMMITTEE ROOMS—	
Committee on appointed.....	7
Report of committee.....	112, 127
COMMITTEE BOOK—	
Resolution for.....	107
COMMITTEES, CONFERENCE—	
On Senate File 4.....	420, 504
On Senate File 49.....	882, 932, 965
On House File 14.....	1226, 1276
On Senate File 329.....	1237, 1276, 1279
COMMITTEE CLERKS—	
Committee to examine applicants.....	8
Report of committee on.....	8
Additional committee report.....	106
Additional committee report.....	125
COMMUNICATIONS FROM—	
W. C. Ramsay, secretary of state.....	18
State of Texas.....	159
Greater Des Moines Committee.....	194
State of Wisconsin.....	230
Governor Hammill transmitting papers relating to federal aid for roads	284
Secretary of state.....	301
Governor Hammill relating to highways.....	305
Sesquicentennial exposition.....	320
State of Nevada.....	482
State of Wisconsin.....	483
Governor Hammill relating to Illinois tornado.....	922
Hospitality club of Storm Lake.....	967
Governor Hammill on New Orleans exposition.....	1120
Iowa State Library.....	1249
W. C. T. U. of Iowa.....	1249
DARTING, H. A.—Senator Eighth District.	
Committee assignments.....	1, 102
Motions made.....	1, 611, 1055
Presided at session of Senate.....	596
Leave of absence granted.....	182, 303

DEAN, H. E.—Senator Forty-ninth District.

Bills introduced.....	40, 53, 57, 59, 64, 211, 227, 228,	291
Committee assignments.....	102,	236
Petitions presented.....	391, 411,	889
Amendments offered.....	951, 1102, 1108,	1109
Motions made.....	147, 164	
212, 223, 236, 288, 318, 366, 444, 505, 548, 720, 846, 847, 853,		
854, 893, 899, 900, 914, 950, 951, 1040, 1041, 1042, 1078, 1128,		1129
Leave of absence granted.....	237, 463,	474

DOTTS, A. G.—Senator Fourth District.

Committee assignments.....	5,	102
----------------------------	----	-----

ELLIS, LLOYD—Senator Third District.

Bills introduced.....	24, 69, 90, 119, 130, 155, 168, 170, 179, 263,	264
Committee assignments.....	7, 102, 125, 209, 236, 369, 394,	568
Petitions presented.....	123, 191, 269, 391, 434, 506, 544, 555,	653
Amendments offered.....	610, 854, 1090,	1111
Raised point of order.....		1204
Resolutions offered.....		124
Motions made.....	124, 224, 292, 354,	
431, 432, 436, 564, 565, 635, 636, 696, 705, 757, 758, 759, 813, 829,		
830, 854, 857, 858, 947, 975, 1011, 1023, 1088, 1135, 1163, 1191,		1259
Leave of absence granted.....	141, 179, 182, 303, 445, 463, 474,	497

EXECUTIVE SESSIONS OF THE SENATE—

Sessions held.....	12, 59, 168, 174, 178, 210, 225, 589, 627, 743,	873
Merritt Greene rejected for appointment to the Board of Education		59
Funk, A. B., confirmed.....		178
Albert, W. E., confirmed.....		178
Urick, A. L., confirmed.....		178
James W. Holden rejected for appointment to Highway Commission		225
McCall, A. M., confirmed.....		628
Simpson, Geo. M., confirmed.....		628
Beaman, C. E., confirmed.....		628
Griswold, Don Morse, confirmed.....		745
Sheakley, C. C., confirmed.....		873
Shull, Henry C., confirmed.....		874
Porter, Claude R., confirmed.....		874

EXCHANGE OF SEATS—

List of.....	1284
--------------	------

EXPLANATION OF VOTE—

By Senator Johnston.....	788
By Senator Campbell.....	839
By Senator Gilchrist.....	1271
By Senator Bowman.....	1271

FACKLER, S. E.—Senator Sixth District.

Bills introduced.....	78, 127, 149, 186, 223, 233, 234, 245, 266,	276
Committee assignments.....		102
Petitions presented....	141, 155, 183, 192, 230, 249, 303, 411, 507, 653,	688
Amendments offered.....	267, 430, 495, 632, 1000, 1144, 1202,	1237
Motions made.....		
269, 334, 433, 552, 588, 601, 602, 632, 670, 704, 721, 722, 757,		
790, 846, 850, 852, 853, 902, 903, 940, 1020, 1093, 1112, 1158, 1159		

FAVILLE, HON. F. F.—

As chief justice of supreme court administered oath to Governor Hammill and Lieutenant-Governor Clem F. Kimball.....	65
--	----

FULTON, CHAS. J.—Senator Second District.

Bills introduced	283
..18, 56, 101, 102, 113, 132, 136, 172, 173, 197, 220, 232, 237, 250,	
Committee assignments	102
Petitions presented	391
Amendments offered.....	
197, 226, 227, 246, 251, 253, 296,	
325, 334, 335, 362, 395, 431, 440, 478, 479, 513, 537, 601, 640,	
641, 667, 712, 716, 726, 727, 747, 784, 789, 881, 902, 934, 936,	
986, 1009, 1089, 1090, 1111, 1118, 1134, 1148, 1149, 1150, 1151,	1160
Motions made.....	
13, 186, 187, 286, 287, 360,	
361, 362, 367, 383, 398, 399, 418, 467, 468, 479, 501, 502, 561,	
562, 565, 581, 595, 596, 598, 1045, 1047, 1049, 1157, 1170, 1189,	1210
Raised point of order.....	872
Explanation	1280

GILCHRIST, F. C.—Senator Fiftieth District.

Bills introduced.....	284
Committee assignments.....	882
Petitions presented.....	889
Amendments offered.....	
222, 223, 262, 316, 353, 436, 439, 440, 619, 640,	
720, 856, 869, 914, 931, 1041, 1081, 1118, 1135, 1160, 1199, 1200,	1243
Made ruling when presiding.....	408
Resolutions offered.....	7
Motions made 161, 162, 168, 211, 218, 220, 222, 223, 225, 229, 245, 315	
316, 317, 323, 324, 338, 339, 344, 345, 416, 417, 430, 436, 439,	
440, 441, 482, 513, 515, 531, 589, 622, 633, 636, 638, 662, 702,	
727, 736, 775, 782, 845, 865, 907, 915, 945, 946, 973, 1074, 1075,	1209
Raised point of order.....	1207
Leave of absence granted.....	806
Explanation of vote.....	1271
Presided at session of Senate.....	408

GOODWIN, Wm. J.—Senator Thirtieth District.

Bills introduced 14, 15, 16, S. J. R. 1, S. F. 31, 32, 45, 72, 73, 118	
164, 182, 183, 241, 242, 243, 265, 270, 271, 274, 287, 288, 292,	293
Committee assignments.....	931
Petitions presented.....	687
Amendments offered.....	1082
Presided at session of Senate.....	661
Resolutions offered.....	828
Motions made.....	
87, 105, 172, 173, 177, 186, 194, 197, 227, 229, 252	
253, 409, 458, 460, 495, 503, 661, 717, 746, 747, 896, 897, 913,	
914, 917, 918, 919, 920, 921, 942, 974, 981, 1009, 1012, 1013,	
1014, 1015, 1022, 1023, 1046, 1082, 1083, 1200, 1201, 1218, 1229, 1246,	1248
Leave of absence granted.....	242

GOVERNOR JOHN HAMMILL—

Election announced upon canvass of vote.....	63
Certificate of election.....	63
Took oath of office.....	65
Inaugural address.....	66
Communication from relating to federal aid for roads.....	284
Communication from relating to highways.....	305
Communication from relating to Illinois tornado.....	932
Communication from relating to New Orleans exposition.....	1120

GOVERNOR N. E. KENDALL—

Reads biennial message.....	21
Tribute to by Senator Horchem.....	61

GUNDERSON, O. E.—Senator Forty-first District.

Bills introduced.....	20, 35, 61,	239
Committee assignments.....		103
Petitions presented.....		473
Amendments offered.....	325, 543,	552
Appointed teller.....		7
Motions made 196, 325, 424, 481, 511, 514, 563, 600, 609, 716, 717, 726, 788, 789, 790, 825, 888, 919, 962, 981, 982, 994, 995, 1017,		1270
Leave of absence granted.....	410, 445,	612

HARTMAN, GEO. S.—Senator Fortieth District.

Committee assignments.....	103,	264
Petitions presented.....	205, 319, 473, 496, 591, 673, 688.	975
Amendments offered.....		414
Motions made.....	8, 178, 410,	414

HASKELL, W. G.—Senator Twenty-sixth District.

Committee assignments.....	7, 103,	158
Petitions presented.....	230, 290, 291, 357, 434, 463, 473, 507,	687
Resolutions offered.....		537, 1191
Motions made.....	6, 164, 165, 170, 172, 174,	
	188, 190, 347, 537, 566, 585, 589, 813, 814, 865, 980, 1029, 1033,	
	1071, 1072, 1077, 1078, 1092, 1093, 1094, 1130, 1131, 1145, 1183,	1229
Leave of absence granted.....	179, 303, 319, 612, 708,	889

HORCHEM, B. J.—Senator Thirty-fifth District.

Bills introduced.....	74, 141, 212, 235, 236, 252, 267,	309
Committee assignments.....	1, 103, 158, 194,	782
Petitions presented.....	357, 390, 410, 421,	926
Amendments offered.....	617, 1030, 1041, 1086,	1151
Resolutions offered.....		158
Offers tribute to Governor Kendall.....		61
Motions made.....		
	158, 163, 429, 439, 547, 617, 634, 638, 867, 904, 988, 989, 993, 1086,	1087
Raised point of order.....		566
Leave of absence granted.....		242

INAUGURATION—

Resolution for joint committee on.....		8
Senate members of committee appointed.....		8
Report of committee submitting program.....		17

IOWA STATE COLLEGE—

Invitation to visit.....		160
--------------------------	--	-----

JOHNSTON, C. F.—Senator Forty-third District.

Bills introduced.....	19, 100,	304
Committee assignments.....	64, 103,	781
Petitions presented.....	148, 166, 183, 283, 357, 421, 445, 482, 544,	576
Amendments offered.....	668, 715, 972,	1247
Resolutions offered.....		8
Motions made.....	162, 363, 364, 476, 587, 709,	
	714, 715, 817, 840, 1009, 1010, 1024, 1098, 1166, 1253, 1254, 1273,	1280
Explanation of vote.....		788
Leave of absence granted.....	175,	303

JOINT CONVENTION—

Concurrent resolution for to hear message and canvass vote.....		10
To hear message and canvass vote.....	19,	62
To hear Frank O. Lowden.....		115
To hear James B. Weaver.....		152
For Helen Keller.....		199

To hear Sherwood Eddy.....	340
With Pioneer Lawmakers.....	383
KERN, CHAS. B.—Senator Eleventh District.	
Committee assignments.....	103, 234, 462
Petitions presented.....	249, 421
Amendments offered.....	865, 984, 1194
Motions made.....	234
Leave of absence granted.....	319, 496
KIMBERLY, D. W.—Senator Twenty-first District.	
Bills introduced.....	80
Committee assignments.....	103, 663
Petitions presented.....	555
Resolutions offered.....	662
Motions made.....	251, 252, 366
725, 726, 889, 905, 914, 915, 1015, 1142, 1143, 1159, 1160, 1186, 1187, 1212	
Leave of absence granted.....	
109, 123, 141, 145, 148, 230, 242, 303, 463, 474, 590	
LIEUTENANT-GOVERNOR CLEM F. KIMBALL—	
(See also president of the Senate.)	
Election announced upon canvass of vote.....	63
Certificate of election.....	63
Took oath of office.....	65
Addressed Senate.....	87
LANGFITT, JOHN N.—Senator Sixteenth District.	
Committee assignments.....	103, 394
Petitions presented.....	249, 506
Resolutions offered.....	828
Motions made.....	237, 301, 353, 402, 917
McLELAND, WM. E.—Senator Twenty-eighth District.	
Bills introduced.....	94, 231
Committee assignments.....	7, 58, 103, 264, 388
Petitions presented.....	95, 141, 155, 166, 183, 390, 410
Amendments offered.....	364, 703, 885, 898, 950
Motions made.....	16, 263, 618, 620, 621, 929, 1050, 1051
Raised point of order.....	548
MEMORIALS—	
Wilson, James M., committee appointed.....	125
Garst, Warren, committee appointed.....	150
Schruf, Nicholas John, committee appointed.....	158
Harmon, M. W., committee appointed.....	388
Date set for memorial session.....	547
Keglar, A. G., committee appointed.....	264
Doran, Justin R., committee appointed.....	462
Wadsworth, Master Arthur, committee appointed.....	663
Lambert, Thomas, committee appointed.....	781
Lyons, D. A., committee appointed.....	782
MILEAGE—	
Committee on appointed.....	7
Report of committee.....	59
Supplementary report.....	108
MILLS, REDFIELD C.—Senator Seventeenth District.	
Bills introduced.....	192
Committee assignments.....	103, 394
Petitions presented 243, 283, 287, 290, 390, 411, 422, 463, 507, 555, 576,	577
Resolutions offered.....	394
Motions made.....	164, 612, 627, 1042, 1060, 1213
Leave of absence granted.....	390

NELSON, JULIUS A.—Senator Eighteenth District.

Bills introduced.....	138,	286
Committee assignments.....	104,	383
Petitions presented.....	303, 319, 411, 577, 833, 926,	1092
Amendments offered.....		1258
Motions made.....	5, 297, 332, 383, 398, 452, 808, 937, 994,	1098
Leave of absence granted.....	141,	242

OATH OF OFFICE—

By temporary officers.....	1
By newly elected Senators.....	3
By permanent officers.....	4
By Governor John Hammill.....	65
By Lieutenant Governor Clem F. Kimball.....	65
By additional officers and employees.....	106

OFFICERS AND EMPLOYES OF THE SENATE—

Temporary officers selected.....	1
Permanent officers selected.....	4
Pages appointed by Lieutenant Governor.....	106
Lieutenant Governor's secretary appointed.....	106

PETITIONS RELATIVE TO—

Child labor amendment.....	
.....13, 123, 126, 141, 148, 155, 166, 179, 183, 191, 192, 205,	
216, 230, 249, 369, 283, 290, 303, 357, 390, 391, 421, 434, 507, 524,	631
World court.....	179, 191
Land titles.....	13
Fish and game.....	179, 191, 243, 544
Rates of interest.....	13
Appointment of clerks of courts.....	524
Income tax.....	243, 369, 290, 303, 319, 357, 390, 410, 421,
445, 463, 473, 482, 496, 507, 524, 544, 556, 576, 590, 612, 687,	688
Highways.....	
123, 145, 156, 166, 183, 191, 230, 249, 369, 283, 290, 391, 410, 411, 421,	
422, 473, 506, 524, 544, 555, 577, 590, 653, 688, 737, 773, 806, 866,	963
Boys' judging team to Europe.....	95, 123
County officers.....	421
Gasoline tax.....	155, 191, 192, 205, 216, 203, 243, 249, 369,
283, 290, 291, 319, 320, 357, 390, 391, 421, 434, 473, 555, 577, 590,	688
Powers of township trustees.....	243
Four-year term for county officers.....	243
Bank deposit guaranty bill (S. F. 17).....	391, 434, 474, 507, 544, 576, 612
House File 38.....	243
Printing contracts.....	507
Traveling library.....	369, 507, 555
Election of county superintendent.....	474, 506, 524, 555
Motor carriers.....	283, 975
Beauty shops.....	507
Licensing of barbers.....	291, 544, 576, 591, 687, 773
Child welfare.....	303, 687
Bible reading in schools.....	555, 576, 612, 613, 631, 653, 673, 687, 705, 737, 806
House File 8.....	319, 391, 434, 507
House File 10.....	319, 391, 434, 507
Senate File 61.....	319, 434
Appropriations for agricultural work.....	410, 506
Senate File 30.....	391, 434
House File 53.....	391, 434
Senate File 28.....	391, 434
House File 92.....	410, 422, 434, 445
Mines and mining.....	421
Fictitious names.....	421

Senate File 108.....	434
Senate File 56.....	434
Senate File 129.....	463, 473
Senate File 138.....	463, 473
Medical library.....	473
House File 227.....	473, 496
Senate File 90.....	482
House File 69.....	496
Senate File 71.....	496
House File 17.....	507
Licensing of real estate dealers.....	576, 591
Minimum wage commission.....	590
Tax exemptions.....	612, 687
School taxes.....	673
S. F. 37.....	687
Pool and billiard halls.....	737, 773
Appointment of superintendent of public instruction.....	737, 773, 833, 889, 975, 1093
Killing of dogs.....	773
House File 241.....	889, 726
Teachers' annuity.....	726

PERKINS, GEO. B.—Senator Forty-eighth District.

Bills introduced.....	148, 258
Committee assignments.....	104, 150, 1226
Petitions presented.....	391
Amendments offered.....	1153, 1199
Resolutions offered.....	150, 828
Appointed teller.....	7
Motions made.....	7, 62, 150, 152
216, 554, 708, 709, 729, 832, 1039, 1040, 1065, 1187, 1188, 1284, 1285	
Leave of absence granted.....	95, 179, 182, 410, 445

PRESIDENT OF THE SENATE CLEM F. KIMBALL—

Appointed standing committees.....	96
Appointed pages and clerk.....	106
Presented with traveling bag.....	1249
Presented with chair.....	1196
Made rulings 174, 211, 215, 245, 250, 267, 276, 277, 301, 324, 383, 407, 466, 476, 492, 511, 515, 526, 532, 533, 626, 702, 708, 777, 778, 828, 840, 865, 871, 872, 873, 897, 904, 911, 964, 968, 1013, 1043, 1045, 1047, 1093, 1104, 1166, 1188, 1190, 1191, 1192, 1193, 1198, 1200, 1204, 1206, 1207, 1210, 1215, 1216, 1226, 1230, 1256, 1257	
Signed bills.....	114, 210, 237, 248, 275, 301, 315, 340, 344, 359, 413, 442, 454, 481, 494, 505, 511, 512, 513, 542, 643, 660, 702, 784, 803, 807, 832, 903, 942, 969, 979, 1008, 1090, 1120, 1135, 1154, 1180, 1209, 1245, 1280, 1281, 1286
Petitions presented.....	542, 687
Ruling by sustained on appeal.....	277

RPESIDENT PRO TEMPORE ED H. CAMPBELL—

Election of.....	13
Addressed the Senate.....	14
Presided at session of Senate.....	87, 148, 203, 471, 473, 482, 502, 549, 553, 567, 576, 592, 603, 631, 700, 713, 737, 812, 929, 1195
Presided over joint convention.....	62, 152
Made rulings.....	552, 553, 564, 565, 566, 577, 586, 587, 588, 589, 701
Signed bills.....	151, 583, 602, 669
Appointed committee.....	87
Appointed special committee on gasoline tax bill.....	568

PROOF OF PUBLICATION—

Of Senate File 64.....	209
Of Senate File 82.....	247
Of House File 81, 82, 83, 84, 149 and 151.....	507
Of Senate File 272.....	651
Of House File 296.....	660

RAMSEY, J. M.—Senator Thirty-ninth District.

Bills introduced.....	89, 147, 190
Committee assignments.....	5, 104, 1237
Petitions presented.....	263, 391
Amendments offered.....	651, 671, 796, 797
Motions made.....	492, 493, 792, 796, 797
Leave of absence granted.....	141, 179, 319, 590, 806

REED, CARL W.—Senator Forty-second District.

Bills introduced.....	92, 112, 268
Committee assignments.....	104, 212, 782
Petitions presented.....	166, 283, 434
Amendments offered.....	669, 793
Resolutions offered.....	781
Motion made.....	5, 144, 184, 185, 210,
211, 241, 248, 274, 462, 525, 710, 711, 781, 793, 794, 995, 996, 1274	

REES, S. C.—Senator Seventh District.

Bills introduced.....	71
Committee assignments.....	5, 104
Petitions presented.....	179, 263, 357, 434, 473, 474, 524, 577, 590, 612
Motions made.....	325, 415, 609, 790, 791, 792, 793, 867, 989, 990

RESIGNATION—

Of janitor.....	55
Of committee clerk.....	125

RETRENCHMENT AND REFORM COMMITTEE—

Report of.....	127
----------------	-----

RIGBY, C. L.—Senator Twenty-fourth District.

Bills introduced.....	37, 117, 137, 255
Committee assignments.....	104, 209, 287, 893
Petitions presented.....	390, 391, 577, 688
Amendments offered.....	830, 846
Motions made.....	8, 429, 431, 569, 570, 586, 845, 846, 1241
Leave of absence granted.....	179, 182, 191, 205, 216, 230, 329, 463, 482, 496

ROBERTS, H. GUY.—Senator Fifth District.

Bills introduced.....	65, 103, 122, 123, 124, 157, 204
Committee assignments.....	104, 1287
Petitions presented.....	155, 249, 263, 269, 391, 411, 506, 555, 687, 737, 945
Amendments offered.....	322, 713, 849, 888, 1104, 1117, 1193, 1205
Raised point of order.....	1198
Motions made.....	492, 524, 603, 641, 673, 713, 714,
787, 788, 852, 1019, 1027, 1028, 1048, 1099, 1144, 1145, 1157, 1158, 1170	
Presided at session of Senate.....	586, 682
Leave of absence granted.....	329

ROMKEY, E. W.—Senator Ninth District.

Bills introduced.....	10, 12, 29,
50, 51, 52, 70, 98, 99, 129, 131, 191, 198, 199, 214, 215, 262, 273	
Committee assignments.....	104, 401, 1287
Amendments offered.....	234, 295, 327, 328, 348, 349, 350, 351, 354, 477, 973, 1046
Resolutions offered.....	107

Motions made.....	177, 233, 235, 236, 316, 318, 332, 345, 347, 348, 349, 350, 351, 352, 353, 401, 477, 502, 542, 546, 566, 579, 580, 581, 621, 668, 682, 699, 745, 747, 756, 817, 894, 895, 896, 1008, 1032, 1038, 1039, 1181	
Leave of absence granted.....	242, 249, 445	
Raised point of order.....	324, 566	
RULES—		
Rules of the Fortieth General Assembly adopted temporarily.....	5	
Report of committee on.....	153, 168	
Report of joint committee.....	153, 169	
Amendments adopted.....	190, 240, 251, 301, 627	
Amendments proposed.....	247, 300, 547, 607	617
Amendment rejected.....		625
SCHMEDIKA, WM.—Senator Thirty-seventh District.		
Bills introduced.....	156, 166, 209, 225, 272	
Committee assignments.....		104
Petitions presented.....	179, 230, 249, 524, 576, 705, 737, 773, 806	
Amendments offered.....		812, 813
Appointed teller.....		7
Motions made.....	291, 450, 621, 812, 813, 949, 950, 951, 1070, 1071, 1125, 1126	
Leave of absence granted.....	179, 242, 496	
SHAFF, JAY O.—Senator Twenty-second District.		
Bills introduced.....	140, 218, 219	
Committee assignments.....		105, 212
Petitions presented.....		391, 653
Amendments offered.....	267, 276, 531, 734, 804, 830, 841, 966	
Resolutions offered.....		159
Motions made.....	177, 211, 215, 346, 356, 388, 407, 408, 431, 434, 523, 525, 547, 570, 621, 669, 777, 841, 870, 971, 873, 879, 882, 930, 966, 967, 1013, 1014, 1048, 1172, 1191, 1205, 1207, 1267, 1270	
Raised point of order.....	277, 383, 865, 1047, 1192, 1200	
Leave of absence granted.....	141, 179, 230, 242, 290, 463, 497	
SHANE, FRANK—Senator Twelfth District.		
Bills introduced.....	6; S. J. R. No. 2; S. F. 2, 60, 177	
Committee assignments.....		105, 369, 420
Amendments offered.....	198, 549, 596, 778, 851, 951, 1150, 1214	
Raised point of order.....		871, 1167, 1193
Resolutions offered.....		147
Motions made.....	1, 6, 13, 56, 58, 59, 120, 123, 124, 146, 165, 171, 194, 267, 269, 283, 287, 463, 466, 495, 543, 547, 553, 564, 583, 596, 597, 641, 684, 685, 701, 702, 704, 708, 777, 817, 840, 870, 871, 888, 726, 946, 964, 987, 988, 992, 993, 1032, 1043, 1044, 1114, 1130, 1143, 1144, 1161, 1162, 1163, 1211	
Leaves of absence granted.....	141, 148, 230, 242, 290, 303, 319	
SHINN, A. J.—Senator Thirty-fourth District.		
Bills introduced.....	77, 193, 226, 256	
Committee assignments.....	8, 64, 105, 893	
Petitions presented.....	243, 524, 590, 591, 737, 773, 833	
Amendments offered.....	685, 838, 947, 1105, 1117, 1148, 1151	
Presided at session of Senate.....		609
Motions made.....	15, 64, 160, 234, 297, 329, 472, 482, 544, 549, 576, 631, 685, 737, 836, 837, 893, 951, 970, 1005, 1030, 1049, 1078, 1259, 1271	
Addressed joint convention.....		384
Raised point of order.....	515, 548, 670, 1230	
SEATS—		
Drawing of by Senators.....		5
Assignment of seats to press.....	6, 108, 105	

SLEMMONS, GEO. F.—Senator Thirty-third District.

Bills introduced.....	63,	116
Committee assignments.....	53, 105,	388
Petitions presented.....	205, 243, 269, 283,	506
Amendments offered.....		998
Resolutions offered.....		388
Motions made.....	324, 388, 437, 493, 541, 599,	
	600, 612, 626, 630, 672, 1026, 1031, 1091, 1167, 1214, 1269, 1269,	1276

SIFTING COMMITTEE—

Resolution for introduced.....	469
Second resolution for.....	537
Resolution adopted.....	538
Committee appointed.....	542

SKROMME, LARS J.—Senator Thirty-first District.

Bills introduced.....	165,	213
Committee assignments.....	7, 105, 209,	462
Petitions presented.....		
	183, 191, 205, 216, 249, 290, 411, 507, 591, 612, 653, 705,	975
Amendments offered.....	278, 541, 552,	941
Resolutions offered.....		462, 980
Motions made.....	160, 250, 462, 468, 516, 631, 1026, 1031, 1218, 1244,	1247
Leave of absence granted.....		179

SNOOK, I. N.—Senator First District.

Bills introduced.....	66, 203, 222,	260
Committee assignments.....	5, 105, 388,	462
Motions made.....	828, 911, 912,	913

STANLEY, F. C.—Senator Fourteenth District.

Bills introduced.....	178,	285
Committee assignments.....	7,	105
Petitions presented....	155, 156, 166, 183, 192, 263, 283, 410, 421, 524,	866
Amendments offered.....		294, 798
Motions made.....	7, 126, 724, 790, 797, 798, 1023, 1025, 1193	
Leave of absence granted.....	141, 145, 242, 342, 357, 390,	590

STODDARD, BERTEL M.—Senator Thirty-second District.

Bills introduced.....	1, 25, 36, 41, 83, 91, 151, 176, 246, 247, 248, 249,	306
Committee assignments....	5, 15, 87, 105, 194, 212, 341, 568, 893, 931,	1226
Petitions presented.....	13, 141, 269,	
	290, 291, 319, 410, 463, 555, 612, 613, 653, 673, 687, 737, 926,	963
Amendments offered.....	219, 295	
	432, 495, 554, 735, 799, 800, 802, 830, 924, 925, 941, 981, 985,	
	1004, 1039, 1066, 1102, 1103, 1104, 1109, 1111, 1117, 1134, 1146, 1196,	1242
Presided at session of Senate.....		553
Resolutions offered.....	15, 642,	1196
Motions made.....	5, 12, 15, 16, 94, 115, 144, 148, 168, 174, 193,	
	195, 204, 205, 267, 270, 288, 294, 296, 303, 316, 318, 322, 326,	
	325, 341, 347, 349, 399, 425, 426, 428, 430, 441, 479, 489, 490,	
	511, 512, 525, 566, 568, 569, 575, 622, 636, 652, 736, 772, 784,	
	786, 794, 795, 798, 799, 800, 801, 802, 806, 825, 845, 850, 851,	
	869, 870, 874, 893, 905, 911, 912, 931, 932, 945, 946, 964, 969,	
	997, 1024, 1028, 1029, 1045, 1052, 1053, 1054, 1055, 1064, 1066, 1067,	
	1087, 1088, 1097, 1098, 1127, 1128, 1132, 1146, 1147, 1168, 1169, 1191,	
	1198, 1207, 1208, 1209, 1210, 1215, 1216, 1217, 1218, 1219, 1220, 1221,	
	1222, 1223, 1224, 1225, 1226, 1229, 1230, 1231, 1232, 1233, 1234, 1235,	
	1236, 124, 1243, 1252, 1253, 1255, 1267, 1268, 1276, 1278, 1283, 1286	
Raised point of order.....	548, 553, 587,	873

WASHINGTON'S BIRTHDAY—

Resolution for observance of.....	394
Observance of	426

WHITE, H. C.—Senator Forty-fifth District.

Bills introduced.....	26, 27, 28
Committee assignments.....	1, 105, 125, 158, 199, 234, 782, 1287
Petitions presented.....	243, 391, 496, 507, 806
Amendments offered.....	246, 849, 1239
Motions made.....	95, 131,
	151, 182, 246, 421, 473, 492, 633, 687, 833, 847, 849, 850, 1025, 1287